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54

VOLUME NO.

ROYAL COMMISSION

ON CRIME

IN ONTARIO

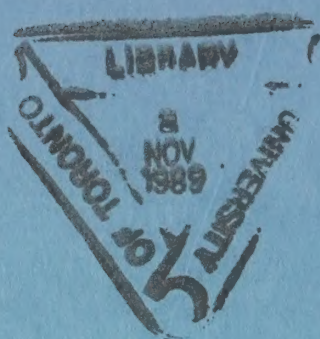
DAILY TRANSCRIPT
OF PROCEEDINGS

Date. Thursday. Sept. 27/62.

pp 10898 - 11148



Supreme Court Reporters
145 Yonge St.
Toronto





10070

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FELIX BORRELLI, called

MR. WILSON: I just ask that any

witnesses who were subpoenaed to give evidence

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MR. SIMONE: Mr. Commissioner, at this

point my client would like to ask for the

protection of the Canada Evidence Act, on the

ground that the answers to the questions may

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FOR "Ex. No. 263" READ "Ex. No. 264"

(See Volume 54, page 10902)



A/L/VP

THURSDAY, SEPTEMBER 27, 1962

---On resuming at 10:15 o'clock a.m.

MR. WILSON: I call Felix Borelli.

MR. SWAYZE: Mr. Commissioner, my name is Swayze and I am a lawyer representing Mr. Borelli.

FELIX BORELLI, called

MR. WILSON: I just ask that any witnesses who were subpoenaed to give evidence today withdraw from the hearing.

THE COMMISSIONER: Mr. Swayze, what are your initials?

MR. SWAYZE: W.N., my lord.

THE COMMISSIONER: S-u-a -- ?

MR. SWAYZE: -- y-z-e.

---Felix Borelli sworn.

MR. SWAYZE: Mr. Commissioner, at this point my client would like to ask for the protection of the Canada Evidence Act, on the ground that the answers to the questions may tend to incriminate him or may tend to establish his liability in a civil or criminal proceeding.

I wonder if we might, rather than make



THE [illegible] [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

THE [illegible] [illegible]

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[illegible]

[illegible]



1 the objection each and every time, if we might
2 put it on the record that he is objecting to
3 each and every question.

4 THE COMMISSIONER: Are you asking for
5 that protection?

6 MR. SWAYZE: Yes, I am.

7 THE COMMISSIONER: All right, I grant
8 it to you.

9 MR. SWAYZE: My lord, would you like
10 me to read ---

11 THE COMMISSIONER: No, you have read
12 it.

13 MR. SWAYZE: Finally, my lord, Mr. Borelli
14 has a criminal record. We have no objection
15 to the criminal record as set out here, but
16 we would rather, since he is a family man,
17 we would rather that the record did not go
18 in the press. We would prefer, as your
19 lordship has done in several other instances
20 in the Commission, if you would pass the record
21 around to the counsel and to your lordship/
22 We will agree to it but we would rather not
23 publicize it if possible.

24 THE COMMISSIONER: Once it is filed
25 here it is a public document.

26 MR. SWAYZE: Yes, my lord. It is
27 just that we would rather ---

28 THE COMMISSIONER: And there seems to
29 have been some misunderstanding with respect
30 to that. Where a witness is asked, shown





1 his record and asked if that is a correct record,
2 he either agrees or disagrees; and rather than
3 read it aloud, it is shown to him and if he
4 agrees then it is simply filed as an exhibit.

5 MR. SWAYZE: That's fine, my lord.

6 THE COMMISSIONER: But it is public
7 property, and the press or anybody else has the
8 right of access to it.

9 MR. SWAYZE: I realize that, my lord.
10 What/~~where~~ afraid of, or what Mr. Borrelli was
11 afraid of, is that he would be questioned on
12 each and every item, and he was afraid that
13 that would tend to put it in the press. He
14 is a family man, and we would ask that it be
15 put in as your lordship has suggested.

16 MR. WILSON: He may well be questioned
17 on one or more of the ---

18 THE COMMISSIONER: I was going to say
19 counsel is not to be stopped from questioning
20 this man with respect to any particular one
21 of the offences of which he has been convicted.

22 MR. SWAYZE: Yes, my lord, I realize
23 that, but ---

24 THE COMMISSIONER: Any one of them.

25 MR. SWAYZE: I would ask, since he
26 is a family man ---

27 MR. WILSON: We have heard that, surely.

28 MR. SWAYZE: I would ask, in any event,
29 Mr. Commissioner, that every consideration be
30 given to that particular ---



The first part of the document is a letter from the Secretary of the
 Board of Education to the President of the Board of Trustees.
 The letter is dated January 1, 1900, and is addressed to the
 President of the Board of Trustees, who is also the President of
 the Board of Education. The letter is signed by the Secretary of
 the Board of Education, who is also the Secretary of the Board of
 Trustees. The letter is a copy of a letter that was sent to the
 President of the Board of Trustees on January 1, 1900, and is
 a copy of a letter that was sent to the President of the Board of
 Trustees on January 1, 1900, and is a copy of a letter that was
 sent to the President of the Board of Trustees on January 1, 1900.



1 MR. WILSON: Do you want to sit over
2 here, Mr. Swayze?

3 THE COMMISSIONER: The record has not
4 been entered yet. Better ask him if it is
5 correct.

6
7
8
9 EXAMINED BY MR. WILSON:

10 MR. WILSON: I was going to ask him
11 where he resided.

12 THE WITNESS: Where do I live?
13 902 Walnut, Niagara Falls, Ontario.

14 THE COMMISSIONER: 902 what?

15 A. 902 Walnut.

16 MR. WILSON: Q. How old are you?

17 A. Fifty-two.

18 Q. I show you a statement that
19 purports to be a criminal record of Felix
20 Borelli, 902 Walnut Street, Niagara Falls,
21 Ontario. Would you look that over and tell
22 me whether or not it is correct?

23 A. That is correct.

24 Q. And it covers ---

25 THE COMMISSIONER: Just a moment, Mr.
26 Wilson. You say you are how old?

27 A. Fifty-two.

28 Q. And you were born in --

29 A. 1910, 1st May.

30 Q. And your criminal record begins



THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

REPORT OF THE PHYSICS DEPARTMENT

FOR THE YEAR 1954-1955

CHICAGO, ILL.

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1 when you were seventeen, the first offense
2 being March 22nd, 1927, and you were born in
3 1910, so you started out on this record when
4 you were seventeen years old.

5 A. If it is there, my lord.

6 Q. Pardon?

7 A. If it is there.

8 THE COMMISSIONER: All right, that
9 will be Exhibit 265.

10 ---The Registrar conferred with the Commissioner.
11

12 THE COMMISSIONER: I thought the
13 photo of Giacalone was filed, was it not?

14 MR. WILSON: I thought it was, too.

15 THE COMMISSIONER: Better correct
16 that. Make Exhibit 263 the photo of Giacalone,
17 264 the statement of Arnold Pitts to Macaulay,
18 and 265 will be this witness's criminal record.

19
20 A/2 ---EXHIBIT NO. 263: Photograph of Mr. Giacalone.
(See page 10709, Volume 53)

21
22 ---EXHIBIT NO. 265: Criminal record of
Felix Borelli.

23
24 THE COMMISSIONER: Have you got Exhibit
25 265? Have I only a copy or is this the original?

26 MR. WILSON: That is the original,
27 Mr. Commissioner.

28 THE COMMISSIONER: Just give it to the
29 Registrar. All right.

30 MR. WILSON: Q. The first offense listed



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1 on Exhibit 265, as the Commissioner has pointed
2 out, was in 1927, and the last was on November
3 17th, 1960. I am interested in knowing what
4 the address of the premises was in respect of
5 which you were convicted of being a keeper of
6 a common gaming house on July 11th, 1940. Where
7 was that?

8 A. I don't remember. 1940?

9 Q. Then let us take the one under
10 date of November 24th, 1949 where you were
11 convicted of keeping a common gaming house.
12 Where was that?

13 A. I don't just remember what spot
14 it was or the address.

15 THE COMMISSIONER: What date, Mr. Wilson?

16 MR. WILSON: The first date I mentioned
17 was July 11th, 1940, and the second date I
18 mentioned was November 24th, 1949.

19 THE COMMISSIONER: Do you understand
20 the question?

21 A. Yes, I do.

22 MR. WILSON: Q. You don't know where
23 it was?

24 A. Well, I just don't remember right
25 now where it was at.

26 Q. There have been so many places?

27 A. That is right.

28 Q. You have not been able to keep
29 track of them all?

30 A. That is right.



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1 Q. And what is your present
2 occupation?

3 A. Tourist operator.

4 THE COMMISSIONER: Q. What is that,
5 tourist operator? I have never heard of that
6 before.

7 A. Well, I have two homes that I
8 rent out for tourists.

9 Q. You run a tourist home?

10 A. Yes, tourist home.

11 Q. Not speaking of "tourist operator".

12 MR. WILSON: Q. Where are they, in
13 Niagara Falls?

14 A. In Niagara Falls.

15 THE COMMISSIONER: Q. What address?

16 A. 1068 Centre Street and 902
17 Walnut.

18 Q. Ten what?

19 A. 1068 Centre Street.

20 Q. Can I get the next place?

21 A. 902 Walnut.

22 Q. All right.

23 MR. WILSON: Q. And also you have a
24 pool room?

25 A. Billiard parlour.

26 Q. When did you get the licence
27 for that?

28 A. It would be last year in August.

29 Q. What address is that at?

30 A. 1023 Centre Street.



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1 THE COMMISSIONER: What is the name
2 of it?

3 A. Centre Billiard Parlour.

4 MR. WILSON: Q. Anglid Chief Pay
5 support your application for that licence?

6 A. Well, I got it, I just made
7 an application and it was granted to me.

8 Q. Don't the police have to make
9 a report on applications of that kind?

10 A. Well, I don't know much about
11 that.

12 Q. You don't know?

13 THE COMMISSIONER: You got the licence
14 in August of what, last year?

15 A. Yes.

16 MR. WILSON: Q. Was it renewed in
17 the spring of this year?

18 A. Yes, it has been.

19 Q. Do you know Joseph McDermott?

20 A. I do.

21 Q. How long have you known him?

22 A. A good many years.

23 Q. Well, what is "a good many
24 years"?

25 A. Well, we will say maybe fifteen
26 to twenty years.

27 Q. Do you know Vincent Feeley?

28 A. Yes, I do.

29 Q. How long have you known him?

30 A. I imagine about the same time.



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1 Q. And would it be fair to say
2 that your main livelihood in the last ten or
3 fifteen years has been as a gambler?

4 A. No.

5 Q. Is that just a side line?

6 A. No side line at all.

7 Q. No side line at all. But
8 all these convictions that we see here for
9 being found in a gaming house and actually being
10 the keeper, how do you explain them?

11 A. Well, any time the Provincial
12 Police see me in a place they always charge
13 me.

14 THE COMMISSIONER: I beg your pardon?

15 A. Any time the Provincial Police
16 see me in a place they always charge me.

17 Q. But you were convicted.

18 A. Well, I can't help it if I get
19 convicted, but they charge me as a keeper - I
20 could be out on the street and they will
21 charge me as a keeper.

22 Q. Did you plead guilty to any
23 of these offences?

24 A. I think I did to a couple.

25 Q. Well, then, you admitted it?

26 A. There is some they charged me
27 I had nothing to do with.

28 Q. And the court apparently held
29 that you had?

30 A. Well, I can't help that, what



Q. Now, did you see the man who was with the woman?

A. Yes, I saw him. He was standing next to her.

Q. Did you see him at any other time?

A. No, I did not.

Q. Did you see him at the time you saw the woman?

A. Yes, I did.

Q. Did you see him at the time you saw the woman?

A. Yes, I did.

Q. Did you see him at the time you saw the woman?

A. Yes, I did.

Q. Did you see him at the time you saw the woman?

A. Yes, I did.

Q. Did you see him at the time you saw the woman?

A. Yes, I did.

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Q. Did you see him at the time you saw the woman?

A. Yes, I did.

Q. Did you see him at the time you saw the woman?

A. Yes, I did.

Q. Did you see him at the time you saw the woman?

A. Yes, I did.



1 they rule on.

2 MR. WILSON: What have your relations
3 been over the years with Feeley and McDermott?

4 A. Well, good friends.

5 Q. What have you dealings been
6 with them?

7 A. Well, I have bet horses with
8 them on and off.

9 Q. Is there nobody in Niagara
10 Falls with whom you can bet horses?

11 A. Yes, but sometimes you like to
12 bet with certain people.

13 Q. So that you would make your
14 bets in Toronto rather than Niagara Falls?

15 A. Ha, ha.

16 THE COMMISSIONER: Don't say "ha, ha".
17 Just say "yes".

18 A. Yes.

19

20

21

22

(Page 10,910 follows)

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B/ADO'S/1

- 1 MR. WILSON: Q. Now, what was your connec-
- 2 tion with the old Lorelai Club?
- 3 A. I was a member of the club.
- 4 Q. Yes. And were you a member of the
- 5 Hamilton Businessmen's Bridge and Chess Club?
- 6 A. I believe I was.
- 7 Q. And were you a member of the Canadian
- 8 Merchant Navy Veterans Association?
- 9 A. I believe I was.
- 10 Q. Were you a veteran?
- 11 A. No.
- 12 THE COMMISSIONER: Just a moment. What
- 13 is the corporate name of that?
- 14 MR. WILSON: Canadian Merchant Navy Veterans
- 15 Association.
- 16 THE COMMISSIONER: Thank you.
- 17 MR. WILSON: Q. And were you associated
- 18 with the Frontier Veterans Association?
- 19 A. I was a member.
- 20 Q. You were a member there. And did
- 21 you have anything to do with the actual operation
- 22 of that club?
- 23 A. No, I did not.
- 24 THE COMMISSIONER: Who did?
- 25 A. Sam Hirsch.
- 26 Q. You are now speaking of the Frontier
- 27 Club? Just answer.
- 28 A. Yes.
- 29 Q. Was he known by any other name?
- 30 A. Well, he had a nickname. They called



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1 him Ginsey.

2 Q. And he operated the Frontier Club?

3 A. That is right.

4 Q. For how long?

5 A. Well, I don't recall.

6 Q. As long as you knew anything about
7 the club?

8 A. Well, while it was operating.

9 Q. While it was operating. How long
10 did it operate?

11 A. I don't know. Maybe two or three
12 months or so. I don't know.

13 Q. How did you know he was the
14 operator?

15 A. Well, he came down there with a
16 large sum of money.

17 Q. Came down where?

18 A. To the Frontier Club.

19 MR. WILSON: Q. Well, how much money is
20 a large sum of money?

21 A. I don't know. He used to have quite
22 a bit.

23 Q. What would it require to bank that
24 operation?

25 A. I mean, he never showed me his
26 money. He had a large sum of money.

27 Q. You were a frequenter there. You
28 were there regularly?

29 A. Not every night.

30 THE COMMISSIONER: No, you missed some



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1 nights.

2 MR. WILSON: Q. Yes. And did Ginsey
3 have anything to do with the operation of the
4 club when it had the federal charter as the
5 Army -- or the Canadian Merchant Navy Vets
6 Association?

7 A. I don't remember.

8 Q. Did he just come in when it became
9 the Frontier Veterans?

10 A. No, he has been down that way about
11 seven years.

12 Q. About how many years?

13 A. He has been down that way about
14 seven years, towards the Peninsula.

15 Q. Operating in Bertie Township only?

16 A. In different places.

17 Q. What were the different places he
18 operated in?

19 A. All those clubs that you mentioned.

20 Q. All the clubs that I have mentioned?

21 A. Yes.

22 Q. And they were all in Bertie Township;
23 is that right?

24 A. That is right.

25 Q. Any others?

26 THE COMMISSIONER: Excuse me, Mr. Wilson.

27 Q. Let me understand this, now. Did
28 you know Hirsch pretty well?

29 A. He came around there for the last
30 seven years.



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1 Q. And you knew him as the operator
2 of the Lorelei Club?

3 A. I don't remember if he was the
4 operator of the Lorelei Club.

5 Q. I just understood you to tell Mr.
6 Wilson that he was?

7 A. He mentioned so many clubs.

8 Q. That is why I am taking you over
9 them one at a time.

10 A. He could have. I don't recall.

11 Q. You name the clubs which he
12 operated.

13 A. I beg your pardon?

14 Q. You name the clubs which he did
15 operate?

16 A. I believe it was the Merchant and
17 the Frontier.

18 Q. Any others?

19 A. I believe he had something to do
20 with the Ramsay Club.

21 Q. Yes?

22 A. That is all that I know of.

23 Q. Which Ramsay Club?

24 A. Well, the Ramsay Club.

25 MR. WILSON: Q. At what address?

26 A. Gee, I don't know the address.

27 Q. You know when the Ramsay Club ---

28 A. It was on Stanley Street.

29 Q. It was on Stanley Street. That was
30 1648 Stanley?



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1 A. That could have been the number.
2 I don't know the number.

3 THE COMMISSIONER: Is that the old or the
4 new?

5 MR. WILSON: That is the old Ramsay Club --
6 I am sorry, it is the new club. What we know
7 as the old Ramsay Club was 1593 Victoria --
8 1693 Victoria, not 1593.

9 THE COMMISSIONER: Q. Do you remember
10 when the Ramsay Club was on Victoria Avenue?

11 A. Yes, I have heard the Ramsay
12 Club was on Victoria Avenue.

13 Q. I didn't ask you that. Do you
14 remember when it was there?

15 A. Yes, I do.

16 Q. Do you remember later it opened
17 up on Stanley Street?

18 A. Yes, I do.

19 Q. Was he the operator at both places?

20 A. I believe he was.

21 Q. Why do you believe that?

22 A. Because he came around there.

23 Q. So did you?

24 A. Yes. Not every night.

25 Q. Who was associated with him?

26 A. I believe he came from Toronto
27 down there alone.

28 Q. You are now speaking of the
29 Ramsay Club?

30 A. Yes.



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1 Q. Or are you going back to the
2 earlier clubs?

3 A. Well, Mr. Wilson, I believe, said
4 about the Ramsay Club he was talking about.

5 Q. That was one. Which is the first
6 club that you know him to have operated?

7 A. I believe it was the Merchant and
8 Navy.

9 MR. WILSON: Q. That is in Bertie Township?

10 A. Right.

11 Q. Now, you were pretty close to
12 McDermott and Peeley. You went on trips
13 with them?

14 A. I did.

15 Q. And when the Frontier Club started
16 to operate under the provincial charter, it had
17 a little trouble with the police?

18 A. That is right.

19 Q. Particularly after the 1st of
20 January, 1958, when Bertie Township took
21 over?

22 A. That is right.

23 Q. And then as a result of the difficulties
24 what did you and Ginsy do?

25 A. I didn't do anything.

26 Q. You didn't do anything. Then, you
27 know David Humphrey?

28 A. I do.

29 Q. The lawyer?

30 A. I do.



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1 Q. And did you meet and discuss the
2 problem with him?

3 A. No. I remember one time Dave
4 Humphrey came down there and he asked some
5 of the members what was going on.

6 Q. Well, at page 3545 and 6, he
7 has sworn in his evidence ---

8 THE COMMISSIONER: Page what?

9 MR. WILSON: 3545. That before he
10 met Chief Constable Johnston he had a meeting
11 with this witness and with Ginsey and they,
12 at line 26 of page 3545, the transcript
13 reads as follows:

14 "Q. Well, you didn't go and make
15 "representations without some client,
16 "I take it?"

17 He has already said McDermott had told him to
18 go over.

19 "A. No. I spoke to, as I recall it,
20 "two people that were somehow, I
21 "thought, connected with the club.
22 "One of them is a man I had met, I
23 "think, once before, 'Chief' Borelli,
24 "and the other was a man known to me
25 "as 'Ginsey', and I think it was
26 "'Ginsey' who gave me most of the
27 "information."

28 And then at line 9 on page 3546, or at line 14:

29 "Q. Where did you have a meeting
30 "with 'Chief' Borelli?

B/2





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"A. I imagine it would be at Ginsey's
"home, or where Ginsey lives."

Q. Now, do you recall meeting with
Humphrey at that time?

A. I did. I met him at the Frontier.

Q. You say the meeting took place
at the Frontier Club?

A. He came there one night, yes.

Q. And not at Ginsey's home?

A. No.

THE COMMISSIONER: Just excuse me.

Q. What was the address of Ginsey's
home? What street?

A. I have no idea.

Q. What street did he live on?

A. He lives in Toronto.

Q. He did then?

A. And he stayed at a hotel there,
some place.

MR. WILSON: Q. He didn't stay at
Sid Ross's mother's, did he?

A. I believe he did.

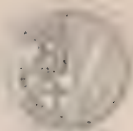
Q. Why did you say a hotel, then?

A. And he did stay at a hotel in
Niagara Falls.

Q. Where did Sid Ross's mother live
at that time?

A. I don't know the address. I think
it was at Garrison Road.

Q. In what city?



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A. What city?

Q. Yes.

A. I think it was either in Port Erie or Ridgeway.

Q. Was Giney over there every night at the Merchant Navy and later at the Frontier?

A. He was there practically every night.

Q. Practically every night. And you say he was the bag man. He brought the money?

A. That is right.

Q. Who else was interested in the operation? That is the Frontier Club.

A. I don't know.

Q. You were a regular attendant there and close enough to the picture to advise Humphrey?

A. I didn't go there every night, and when I went there I played different. I was playing cards.

Q. You were playing what?

A. Cards.

Q. You didn't participate in the bank game?

A. No. Sometimes they had a fade game and I got in the fade game.

Q. And why would Joseph McDermott be sending Humphrey over to talk to Giney and you?



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1 A. I have no idea.

2 THE COMMISSIONER: Q. Why was Giney
3 carrying this large amount of money?

4 A. Well, he was known as a big-time
5 gambler.

6 Q. He was operating the place,
7 you say?

8 A. Yes.

9 THE COMMISSIONER: Yes.

10 MR. WILSON: Q. Did you actually gamble
11 at this club?

12 A. I did.

13 Q. Did you also have something to do
14 with the operation?

15 A. No, I did not.

16 Q. Were you ever paid any money for
17 any services you rendered to that club?

18 A. No.

19 Q. Did you ever get any part of
20 the profits?

21 A. Never.

22 Q. Did you ever put up any part of
23 the money?

24 A. Never.

25 Q. Why would Humphrey swear, as he
26 has, that he met the two of you by pre-
27 arrangement, before he saw Chief Constable
28 Johnston?

29 A. When Humphrey came down there,
30 he spoke to about eight of us.



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1 Q. Who were they?

2 A. I just don't remember who the
3 number was.

4 Q. He hasn't told us he talked to
5 eight. He picked out you, Borelli, and Ginsey,
6 as the two he talked to. You say he talked
7 to eight?

8 A. Yes.

9 Q. He talked to eight?

10 A. He talked to eight. That was as
11 to the condition of the club.

12 Q. Now, isn't it a fact that you
13 were a representative of McDermott and
14 Feeley at that club?

15 A. That is not true.

16 Q. You swear it isn't true?

17 A. I swear to it.

18 Q. You swear you never, in any
19 way, acted on their behalf in connection with
20 either the Merchant Navy or the Frontier
21 or the old Rammy?

22 A. That is right.

23 Q. Now, did Ginsey, as well as being
24 the bag man, did he play in the game?

25 A. He always played.

26 Q. He always played?

27 A. Sure.

28 Q. Did he gamble?

29 A. Sure he gambled.

30 Q. Was he gambling, then, against his



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own money?

A. When a fellow gambles, he gambles with everybody.

Q. You told us he was banker?

A. Yes.

Q. You say despite the fact that he was banker, he played?

A. That is right.

Q. How successful was the club?

A. I have no idea.

Q. But you were there regularly. You saw how things were running?

A. Yes. I was only a member. I didn't pay attention to everything that was going on.

Q. Was it a profitable enterprise?

A. I didn't pay attention to everything.

Q. I am asking you if it was a profitable enterprise?

A. I have no idea whether it was or not.

THE COMMISSIONER: Q. How did you make out? Did you win, lose or draw?

A. Well, when you play, sometimes you win and sometimes you lose and you don't keep track of it.

THE COMMISSIONER: All right. You didn't keep track of it. Ginsey never went broke.

MR. WILSON: Q. What did you know about



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1 his financial position at the time the club
2 closed up?

3 A. Oh, I have no idea.

4 Q. Now, we have a record of certain
5 calls that were made from Crescent 8-2538,
6 Port Credit, which was a telephone number
7 used by both McDermott and Peeley, and it
8 shows quite a number of calls to you. Your
9 number was Niagara Falls, Elgin 4-4874?

10 A. That is right.

11 A. Now, we see through May, June
12 and July of 1958, quite a number of calls
13 to you. What were these calls all about?

14 A. Well, I used to bet horses
15 with him and lots of times I would call him
16 to get me tickets for the hockey game.

17 Q. I suppose you were playing
18 hockey in May and June over in Niagara Falls
19 or Toronto?

20 A. No. These were other calls.

21 Q. These were all May, June and
22 July?

23 A. I would call him about betting
24 horses at the time.

25 Q. You would call him about betting
26 horses?

27 A. Yes.

28 THE COMMISSIONER: Q. Where were the
29 horses running then?

30 A. I believe it was in Port Erie,



1 and in June they were in the Woodbine in Toronto.

2 MR. WILSON: Q. How would you settle up?

3 A. Once in a while I would take a
4 trip up here and he would take a trip down
5 there.

6 Q. Was it with both McDermott and
7 Feeley or just McDermott?

8 A. Well, it was McDermott.

9 MR. WILSON: McDermott.

10 THE COMMISSIONER: Q. Not Feeley?

11 A. No.

12 Q. Never?

13 A. Never.

14 MR. WILSON: How many numbers did you
15 have that you could call through to McDermott?

16 A. Just my own number.

17 Q. I mean when you wanted to call
18 him in Toronto, how many numbers did you
19 have?

20 A. I believe just the one.

21 Q. Well, we see also that there are
22 calls to your number from what we know as
23 the Gogek number, which is another telephone
24 of Feeley and McDermott.

25 A. What is the number?

26 Q. The number in this case,

27 Crescent 8 --- At all events, you say you
28 only had one number in 1958 which you called?

29 A. Yes, unless his phone number
30 was changed.



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1 Q. Now, you know Anthony Mitchell?

2 A. I do.

3 Q. He claims you were the fingerman
4 for the Ramsay Club brief. What would you
5 say to that?

6 A. What is that?

7 Q. He claims you were the finger man
8 for the Ramsay Club brief. What would you
9 say as to that?

10 A. That is not true.

11 Q. It is not true. Did you have
12 anything to do with the preparation of the
13 Ramsay brief?

14 A. No, I didn't.

15 Q. Did you have anything to do with
16 any steps that were taken to close up the
17 old Ramsay Club?

18 A. Never did anything like that in
19 my life.

20 Q. When did you first hear about
21 the efforts made by McDermott and Feeley,
22 or particularly by Feeley, to assist the
23 police in closing up the Ramsay Club when
24 it was operating at 1693 Victoria Avenue?

25 A. I read it in the paper, was
26 the first time that I heard it.

27 Q. The first time you heard it.
28 Did you ever hear of Script Mitchell being
29 blamed for that brief?

30 A. No, never heard it.

[illegible]



1 Q. Now, we had some evidence yesterday
2 when Joseph McDermott was a witness, and he
3 told us that you had informed him that a
4 friend of yours had told the Ontario Provincial
5 Police, within recent months, that Script
6 Mitchell or Anthony Mitchell was living in
7 the Fort Erie area?

8 A. I never told him that. I told
9 him a fellow came in the poolroom, Patsy Rocco,
10 and told me.

11 Q. Where does Patsy Rocco live?

12 A. Niagara Falls, Ontario.

13 Q. What is his address?

14 A. I don't know his address.

15 Q. Where does he work?

16 A. At the Norten.

17 THE COMMISSIONER: Q. What did you tell
18 McDermott?

19 A. Do you want the story?

20 Q. I want to know what you told
21 McDermott.

22 A. I told McDermott Patsy Rocco told
23 me in the poolroom a fellow that works with
24 him, Bill Storage ---

25 Q. Bill who?

26 A. Bill Storage. Told him he seen
27 Peter Mitchell near Fort Erie, and he also
28 reported to the Ontario Provincial Police.

29 Q. You saw him when?

30 A. When Patsy Rocco told me this?



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- 1 Q. Roscoe told you that Bill ---
- 2 A. Bill Storage.
- 3 Q. --- told him that he had seen Script
- 4 Mitchell?
- 5 A. Near Fort Erie.
- 6 Q. When?
- 7 A. When he told me, I think it was
- 8 about two or three months ago.
- 9 C. Well, do I understand you, that
- 10 he told you that two or three months prior to
- 11 the date he was talking to you that he
- 12 had seen Script Mitchell?
- 13 A. This fellow was supposed to have
- 14 seen Script Mitchell and reported to the
- 15 Ontario Provincial Police. His name is
- 16 Bill Storage. He works at the Norton
- 17 Company.
- 18 MR. WILSON: Q. How often have you
- 19 talked to Joseph McDermott since you have
- 20 been subpoenaed to appear here?
- 21 A. I have talked to him several times
- 22 over the phone and seen him.
- 23 Q. Have you discussed the Commission
- 24 with him?
- 25 A. Whatever we read in the paper.
- 26 Q. What you read in the paper?
- 27 A. Well, all that we read in the
- 28 paper, about this and that.
- 29 C. And did you have a meeting with
- 30 him since you were subpoenaed?



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1 THE COMMISSIONER: Q. Did you come over
2 to Toronto to see him?

3 A. No meeting. Just went to see him
4 as a friend.

5 Q. You came to Toronto to see him?

6 A. Yes.

7 Q. When?

8 A. Oh, I don't recall.

9 Q. When were you subpoenaed?

10 A. I was subpoenaed in April.

11 Q. Just a minute. And how long after
12 you were subpoenaed did you come over to
13 Toronto to see McErmott?

14 A. Oh, maybe two or three months after
15 that.

16 Q. That long after?

17 A. Yes.

18 MR. WILSON: Q. And did you decide at
19 that meeting, if everybody told the truth,
20 everybody would be all right?

21 A. Nobody talked about that.

22 Q. Nobody talked about telling the
23 truth?

24 A. We weren't talking about not
25 telling the truth. You got to tell the truth
26 when you are up here.

27 THE COMMISSIONER: I wish everybody thought
28 that.

29 MR. WILSON: Q. What was your association
30 with Sam Nelson?



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A. Oh, I just know Sam.

Q. You knew him from the old Pble Club in Niagara Falls?

A. Yes.

Q. What was it? A gambling establishment?

A. We used to play cards a lot there.

Q. Now, also you knew former Provincial Police Constable Lamerie, didn't you?

A. No, I don't know Lamerie.

Q. Have you talked to Lamerie since he left the Force?

A. Never.

Q. Where is that diary? You know him?

A. I know him as a police officer. I didn't even know his name. I have seen him.

Q. Why would Lamerie swear, at page 6516, that after he left the Force he had a discussion with you? At line 26 he is asked:

"Q. Did you have any discussion with him since you left the police force, Felix Borelli?"

A. Yes.

Q. You have?

A. Yes.

Now, you say you have never talked to him since he left?





1 A. A lot of these policemen, you see
2 them, but you don't know their name.

3 THE COMMISSIONER: Q. You know Lemorie
4 to see him?

5 A. No, I don't.

6 MR. WILSON: Well, he says he knew you?

7 A. Well, I guess he must know me
8 when he came on raids.

9 Q. He saw you at the club, of course,
10 from time to time, when it was raided?

11 A. I think he has.

12 Q. And he says that he talked to you
13 after he left the Force. You say you didn't
14 talk to him. That is what it amounts to?

15 A. I don't remember their names.
16 Any time I see them down at the Falls, I
17 talk to them.

18 Q. Now, after the Ramsay Club was
19 operating at Stanley, 1648 Stanley, after
20 it went out of business which one of the
21 Saccos took over the furniture there?

22 A. Who? Saccos?

23 Q. Yes, that is right. Do you
24 have anything to do with what goes on at
25 1025 Centre Street in Niagara Falls?

26 A. That is part of the poolroom,
27 upstairs.

28 Q. That is part of the poolroom?

29 A. Right.

30 Q. Didn't some of the furniture, which



1. The first of the two main parts of the report is a general survey of the work done during the year.

2. The second part is a detailed account of the work done in each of the various departments.

3. The third part is a summary of the results of the work done during the year.

4. The fourth part is a list of the names of the persons who have been employed during the year.

5. The fifth part is a list of the names of the persons who have been employed during the year.

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27. The twenty-seventh part is a list of the names of the persons who have been employed during the year.

28. The twenty-eighth part is a list of the names of the persons who have been employed during the year.

29. The twenty-ninth part is a list of the names of the persons who have been employed during the year.

30. The thirtieth part is a list of the names of the persons who have been employed during the year.



1 was at 1648 Stanley, move to 1025 Centre?

2 A. A fellow bought the stuff and
3 rented the place upstairs.

4 Q. Upstairs over the poolroom?

5 A. Yes.

6 Q. What fellow?

7 A. Carmen Patscuti.

8 Q. What did he do with it?

9 A. He rented it. He wanted to have
10 a little club.

11 THE COMMISSIONER: Q. What is his name?

12 A. Patscuti.

13 Q. His first name?

14 A. Carmen.

15 Q. Spell Patscuti, whatever it is.

16 A. I don't know just how to spell it.

17 Q. How do you pronounce it?

18 A. Patscuti.

19 MR. SWAYZE: Mr. Commissioner, I would
20 think it is P-a-t-s-c-u-t-i.

21 THE COMMISSIONER: Q. He bought the
22 furniture from the old Nassau Club?

23 A. I believe he did. I don't know.

24 Q. He got the furniture?

25 A. He got the furniture, right.

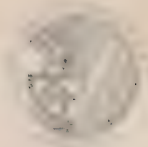
26 Q. What did he do with it?

27 A. He rented my place upstairs.

28 Q. Above the poolroom?

29 A. Right.

30 Q. Immediately before he rented it,



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1 to what use was that place put?

2 A. Well, I just had rented the place
3 and upstairs was practically empty, like a
4 hall, so I rented it.

5 Q. Was it all one big room?

6 A. Not exactly all one big room.

7 Q. Describe it to me.

8 A. There are two rooms there, a
9 kitchen in the back, and the room would be
10 about twenty to thirty feet long and maybe
11 twenty feet wide.

12 Q. Yes. You say ~~you~~ he rented
13 it from you. Did you have a lease with him?

14 A. No, I didn't.

15 Q. It was verbal?

16 A. No, it was rented by the month.

17 Q. But verbally?

18 A. Yes.

19 Q. How much rent?

20 A. \$75 a month.

21 Q. And he rented it with the intention,
22 as you say, of having a little club there?

23 A. A social club, yes.

24 Q. Did he?

25 A. Well, he had it for about three
26 months.

27 Q. What did he call it?

28 A. Oh, I just forget the name he
29 called it.

30 Q. Don't you remember?



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A. No, I don't.

Q. How long did he continue there?

(Page 10935 follows)

A. He stayed there until he

left the house.

Q. Did he stay there for a long time?

A. Yes.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?

A. Yes.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?

A. Yes, he stayed there for a long time.

Q. Did he stay there for a long time?



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A. He stayed there about three months, and then he closed it up, but he didn't pay me for no rent, so I closed the doors.

THE COMMISSIONER: Q. And you got the furniture?

A. It is still there, until he pays me.

Q. Do you use the place?

A. No.

Q. Did anybody use it -- has anybody used it since he left?

A. Nobody has.

Q. What does it consist of?

A. You mean the furniture?

Q. What does the furniture consist of?

A. About four tables, and chairs, a television, and a pool table.

Q. And where is this man Patseuti now?

A. He lives in Niagara Falls, I don't know whereabouts, though.

Q. Have you tried to get rent from him?

A. Yes.

Q. What did he say?

A. He says he has got no money.

Q. Did he say you had better turn the furniture over?

A. I am going to keep it until he pays



1 it.

2 Q. You are not using it?

3 A. No, but it is up there.

4 Q. Is the place for rent now?

5 A. Yes.

6 Q. Furnished?

7 A. No, but the furniture is still
8 there, and I have told you, provided I rent it --

9 Q. Rent it out as a furnished
10 place?

11 A. Well, maybe, I don't know, maybe
12 I will sell the furniture that is in there.

13 MR. WILSON: Q. Were there any
14 American interests in the operations of the
15 Merchant Navy and the Frontier?

16 A. Not that I know of.

17 Q. Now, the old Ramsey Club on
18 Victoria, that had American interests in it,
19 didn't it?

20 A. Well, I wasn't up there very
21 often, I only went there once or twice.

22 Q. You did go there occasionally?

23 A. Yes, once or twice.

24 Q. And isn't it a fact that the
25 Americans had a piece of that club?

26 A. I have no idea.

27 Q. Did you know Benjamin - Ben
28 Niscollette?

29 A. I have heard of the name.

30 Q. Did you ever meet him?



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1 A. Well, you meet many people.

2 Q. Did you, or didn't you?

3 A. I believe I have.

4 Q. Yes, and did you ever meet

5 Dominic Mantel?

6 A. I believe I have.

7 Q. And what did you know about

8 those two men?

9 A. I don't know much about them.

10 Q. You know something about them?

11 A. I don't.

12 Q. You live in the Niagara Falls

13 area?

14 A. Yes, but they live in Niagara

15 Falls, New York.

16 Q. I knew that, but, what is

17 their reputation?

18 A. They like to gamble.

19 Q. And when the Ramsey Club charter

20 moved over to Stanley Avenue, were there any --

21 I will put it to you this way, were the

22 interests running it different than the interests

23 that had run the operation at Victoria?

24 A. I have no idea.

25 Q. You went there?

26 A. I know, I was a member there.

27 Q. And was it the same set-up, or

28 a different set-up?

29 A. I don't believe it was the

30 same.



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1 Q. You don't believe it was?

2 A. No.

3 Q. But some of the people who
4 had been in the Victoria Avenue set-up were
5 still in the operation at Stanley, is that right?

6 A. I believe they were members
7 there, yes.

8 Q. Like, for instance, the
9 Iannuzzellis - were members there?

10 A. They were there.

11 Q. And they would be members at
12 both clubs?

13 A. That is right.

14 Q. And who was the steward at
15 the new Ramsey Club?

16 A. I believe it was Sid Ross or
17 Ralph Agretta.

18 Q. Had they been associated with
19 the Frontier?

20 A. I believe Sid Ross was.

21 Q. You know - you don't believe -
22 you know Sid Ross was associated with the
23 Frontier?

24 A. Well, he was the steward.

25 Q. Why did you say you believe he
26 was?

27 A. Well, they changed on and off.

28 Q. And did Ginsey have something
29 to do with the new Ramsey?

30 A. Yes, he did.



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1 Q. Well, after - after the
2 Frontier closed, he moved into the new Ramsey?

3 A. He was down there.

4 Q. He was down there regularly,
5 wasn't he?

6 A. That is right.

7 Q. Just like you were there
8 regularly?

9 A. Not every night.

10 Q. And Ginsey had nothing to do
11 with the old Ramsey, had he?

12 A. I don't believe he did.

13 THE COMMISSIONER: Just a minute.
14 What do you mean by that, that he didn't -
15 that is what you say?

16 A. I don't believe that he did.

17 MR. WILSON: Q. Are you known as
18 the "Chief"?

19 A. Well, I got that name, yes.

20 Q. Now, you keep firearms on your
21 premises?

22 A. I did, once.

23 Q. You did once; in fact, when
24 a couple of Provincial constables came to your
25 residence in Niagara Falls, you pulled out the
26 gun, didn't you?

27 A. I did.

28 Q. Why did you do that?

29 A. Because they came towards me,
30 they threatened me.



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1 Q. They were threatening you?

2 A. Yes.

3 Q. What were they threatening
4 you about?

5 A. Because they wanted to do other
6 things in the house that I didn't want them to
7 go.

8 Q. And what was that?

9 A. What is that?

10 Q. What were they doing in the
11 house that you didn't --

12 A. Well, they wanted to take a lot
13 of stuff out of the house, and I told them,
14 "You cannot take anything out until you call
15 the local police" and they both walked towards
16 me, and said, "We don't have to".

17 THE COMMISSIONER: What were they
18 threatening to take out?

19 A. Well -- (inaudible) and
20 keys and some other papers, which didn't mean
21 nothing to them.

22 MR. WILSON: Q. This was in August
23 of 1959, and the officers were Scott and Moore.

24 A. That is right.

25 Q. And so you drew a gun on them?

26 A. I didn't point it at them.

27 Q. You did not point it at them?

28 A. No.

29 Q. Well, did you have a licence
30 for that gun?



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1 A. I did.

2 Q. Who had you got the licence
3 from?

4 A. I got it - when you get firearms -
5 I think it was in the paper that you had to
6 report to the Mounted Police, and you had to
7 register -

8 Q. Who did you register it with?

9 A. With the Mounted Police,
10 I believe it was the Chief of Police.

11 Q. In Niagara Falls?

12 A. Yes.

13 Q. And this was when - when did
14 you register it?

15 A. I don't know, it is a long time
16 ago.

17 Q. No. You know when you registered
18 it - it was 1955, wasn't it - October the 13th,
19 1955?

20 A. I just don't know what date
21 it was. It was a few years ago.

22 Q. And what reason did you give
23 for wanting to have firearms in your --- ?

24 A. It came out in the paper that
25 if anybody had firearms they had to register
26 them.

27 Q. How long had you had it before
28 that?

29 A. I probably had it - I brought
30 it from the old homestead.





1 Q. Well, prior to 1955, you had
2 been convicted of shopbreaking, and you had
3 been charged with robbery, and arson, and you
4 say that the police then approved of you having
5 a gun?

6 A. I went for the licence and they
7 gave it to me.

8 Q. And why did you need a gun?

9 A. I had to register it, because
10 anybody who had a gun ---

11 Q. I asked you why you needed it?

12 A. I had it, that is all. I brought
13 it from the homestead.

14 THE COMMISSIONER: Q. Where is the
15 homestead?

16 A. When my parents left, I brought
17 the gun here.

18 Q. Where is the homestead that
19 you speak of?

20 A. 1711 Stanley Street.

21 Q. What sort of weapon was it -
22 a revolver?

23 A. It was an automatic 32.

24 Q. Very well.

25 MR. WILSON: Q. That is all, than k
26 you.

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1 EXAMINED BY MR. MOORE:

2
3 Q. Now, witness, I suggest that
4 at the Ramsey Club you were there almost
5 continuously?

6 A. I used to go there maybe three
7 or four times a week.

8 Q. Almost every day the club was
9 operating, you were there?

10 A. Not every day.

11 Q. Almost every day?

12 A. I told you three or four times
13 a week.

14 THE COMMISSIONER: Q. Did you have
15 a place of business at that time?

16 A. Outside of my tourist home, I
17 had a tourist home.

18 Q. Speak up, please, I cannot
19 hear you.

20 A. I said outside of my tourist
21 home.

22 Q. You had something outside of
23 the tourist home?

24 A. No, you said -- I didn't get
25 your question.

26 Q. I was saying at that particular
27 time when you were at the Ramsey Club, three
28 or four nights, would it be?

29 A. At nights, yes.

30 Q. Three or four nights a week. Did

c/2



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1 you have any business of your own, and the
2 answer is, as I now understand it, you had
3 your tourist club house, or your tourist home?

4 A. That is right.

5 Q. And the address you have given
6 me. Did you have any other business interests?

7 A. No.

8 MR. HOOB: Q. And almost every time
9 that the police raided the Ramsay Club you
10 were there?

11 A. I was there, yes.

Hirsch

12 Q. Now, Hirsch was never there when
13 it was raided?

14 A. Hirsch had been there lots
15 of times.

16 THE COMMISSIONER: Q. When it was
17 raided?

18 A. Sure.

19 MR. HOOB: Q. Is that your evidence?

20 A. I believe he has been there
21 lots of times.

22 Q. You have left the impression
23 with the Commissioner that Hirsch was running
24 this place, and you were merely going there as
25 a card player, as a customer?

26 A. Yes.

27 Q. I suggest you were the man
28 that was running the place?

29 A. I wasn't running the place.

30 Q. And Hirsch was just a flunkie who



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1 went there occasionally?

2 A. Hersch was there every night.

3 Q. Why wasn't he there when the
4 police raided the place then?

5 A. I don't know. He was there
6 lots of times when the police came.

7 Q. But there was one time that
8 you were there, when the police raided there,
9 and that was the time it was knocked off, is
10 that right?

11 A. When was that?

12 Q. The last raid.

13 A. What place are you talking about?

14 Q. You know what club I am
15 talking about, about when the Ramsey Club was
16 closed.

17 A. It was never knocked off, the
18 Ramsey Club.

19 Q. Well, it did not operate -
20 it ceased operations for a while?

21 A. Yes, it did.

22 Q. What about the raid on August
23 the 18th, 1950?

24 A. Well, what about it?

25 Q. You were there on that date,
26 and that was the raid that was conducted as
27 a result
28 a result of this brief that contained all the
29 information about what was occurring there -
30 you were there that date, were you not?

30 A. I don't know what date you are



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1 talking about.

2 Q. The Ramsey Club was raided and --

3 A. What Ramsey are you talking
4 about, the new or old?

5 Q. The old.

6 A. No, I wasn't there. I told you
7 I was only up there two or three times.

8 Q. Is that your evidence - only
9 two or three times?

10 A. That is all.

11 Q. Have you ever heard of the
12 Italian Niagara Frontier Club?

13 A. I really don't know.

14 Q. You don't know whether you
15 have heard of that or not? I suggest to you
16 that over the past few years you have discussed
17 the possibility of operating this Italian
18 Niagara Frontier Club above your billiard
19 academy?

20 A. No, I never did.

21 Q. You never discussed that?

22 THE COMMISSIONER: Let me understand
23 something. You say you were only at the old
24 Ramsey Club two or three times?

25 A. That is right.

26 Q. But you were at the new Ramsey
27 Club about three or four times a week?

28 A. Yes.

29 MR. HOGG: Q. Now, it is a matter of
30 record that you - I understand that you were



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1 there on that raid on August 18th, 1958, would
2 you have any reason for staying away that night?

3 A. No, no reason at all.

4 Q. Didn't you know the police
5 would be raiding that night?

6 A. No, I didn't.

7 THE COMMISSIONER: Q. How did it come
8 about you were only at the old Ramsey Club
9 two or three times but when it opened up at
10 the new address, you were there, you say, three
11 or four nights a week?

12 A. Well, -- (inaudible) --

13 Q. Were you changing your habits
14 or something?

15 A. Maybe.

16 Q. Don't tell me maybe, were you
17 or were you not?

18 A. I just didn't go up, that is
19 all.

20 Q. Was the new one any more
21 convenient to your address?

22 A. Well, I don't know, my lord. I
23 just happened to go there more often, that is all.

24 Q. I know you went there more
25 often. You say that Giney had nothing
26 to do with the old Ramsey Club?

27 A. I don't know. I don't believe
28 he did.

29 Q. Well, you would know?

30 A. I don't know everything that is



1944

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1 going on.

2 Q. Pretty near everything?

3 A. No.

4 Q. Yes?

5 A. In the gambling business you
6 hear things.

7 Q. In the Niagara Falls fraternity?

8 A. You hear things.

9 Q. Yes, and when the new club
10 opened up, he had a lot to do with it?

11 A. He did, yes.

12 Q. Was it your intimacy and
13 friendship with Giney that led you to become
14 a more frequent visitor to the new club than
15 you had been to the old one?

16 A. I had known Heresh for a few
17 years, and I played more games there because
18 they played the kind of games I like there -
19 they played skin.

20 Q. Didn't they play skin at the
21 old Ramsey Club too?

22 A. I don't believe they did.

23 Q. How do you know?

24 A. At the times I was up there,
25 I didn't see it.

26 Q. You were only there two or
27 threetimes?

Q.

28 A. Yes; and you wouldn't know what
29 was going on the rest of the time?

30 A. That is right.



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Q. No.

MR. HOGG: Q. When the old Ramsey Club was operating, did you spend your time at the Frontier Club?

A. I believe the Frontier Club was closed.

Q. Now, you say that Ginney was gambling there, and yet he was the bag man?

A. At where?

Q. That was your evidence.

A. At where?

Q. That you believed - what did you mean when you said ---

A. You tell me what you mean.

Q. You testified that Ginney was the bag man and brought the money. Now, where were you referring to?

A. At the Frontier Club.

Q. And he gambled there as well?

A. He did, yes.

THE COMMISSIONER: Q. Gambled against himself?

A. Well, you just don't gamble against yourself, you gamble against everybody.

MR. HOGG: Q. It would not be his money then he was carrying?

A. Sure it is his money.

Q. Is it?

A. Sure.

Q. If he gambled there?



1 A. That is right.

2 Q. Wouldn't he be carrying it for
3 somebody else if he gambled?

4 A. Not that I know of.

5 Q. When you used the reference
6 or term "bag man", that means somebody who is
7 going to look after the operators of an
8 operation - you don't call a man that brings
9 his own money a bag man, do you?

10 A. He came down there with a large sum
11 of money.

12 Q. Do you use the term "bag man"?

13 A. I never said "bag". Who
14 said "bag"?

15 Q. You used the term, "bag man".

16 A. I never used that term
17 "bag".

18 Q. Well ---

19 THE COMMISSIONER: You agreed with the
20 term "bag"?

21 A. I never used it.

22 Q. You agreed?

23 A. I said he used to come down
24 with a large sum of money.

25 Q. To the Frontier Club?

26 A. Right.

27 MR. HOGG: Q. Where did he come from?

28 A. Toronto, a lot of times he
29 stayed down there.

30 Q. And this was the money that was





1 used to bank the game?

2 A. I guess so.

3 Q. You say he came from Toronto?

4 A. Right.

5 Q. When you agreed with Mr. Wilson
6 when he suggested the term "bag man", my
7 recollection is that you used that term at one
8 time?

9 A. Bag, no.

10 Q. In any event, you would agree
11 with me that the term "bag man" means an
12 employee or a flunkay that is carrying the
13 money for the operators of a gambling operation?

14 A. I don't know what you mean
15 by that, but he carried the money.

16 Q. I am asking you what the term
17 "bag man" means to you?

18 A. I never heard that word "bag".

19 THE COMMISSIONER: Never?

20 MR. HOGG: Q. You have never heard
21 the term "bag man"?

22 A. No.

23 THE COMMISSIONER: Well, we are always
24 learning something new, Mr. Borelli?

25 A. That is right.

26 MR. HOGG: Q. Now, we have heard that
27 your telephone number in Niagara Falls was
28 Elgin 4-4874?

29 A. That is right.

30 Q. And did you tell Mr. Wilson you





1 knew Frank Magliatti?

2 A. No, I don't believe I knew
3 that name.

4 Q. Or Frank Maggadino?

5 A. No, I don't believe I know that
6 name.

7 Q. They were American gamblers, or
8 hoodlums, aren't they?

9 A. I don't know those names.

10 Q. You don't know those names?

11 A. Sometimes you meet fellows
12 that give you a nickname, that is all.

13 Q. Did you have any reason to call
14 them in New York?

15 A. Maybe I did, I don't know.

16 Q. Did you call them?

17 A. Maybe by nickname, or something,
18 I don't know ---

19 THE COMMISSIONER: Q. But, on the
20 telephone?

21 A. I don't know if I did or not.

22 MR. HOGG: Q. We have a record of
23 those calls.

24 A. I don't know if I have called
25 them or not.

26 Q. Would there ^{be} anyone else using
27 your telephone, that would call them?

28 A. Yes, a lot of my people use
29 my telephone, it is a tourist home.

30 Q. Who pays for the call?



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1 A. If a fellow uses the telephone,
2 he pays for it.

3 THE COMMISSIONER: Q. It is a pay
4 phone, is it?

5 A. No, it is a private phone, but
6 a lot of people stay there through the winter,
7 and they call all over.

8 MR. HOGG: Q. But there is a person-
9 to-person call, there is a record of the man
10 in giving his name. Now, are you saying that
11 you never called either Frank Magliatti or
12 Frank Maggadino?

13 A. Frank Maggadino?

14 Q. Yes.

15 A. No, I don't believe --

16 THE COMMISSIONER: Q. Do you recall
17 a man by the name of Frank Maggadino in Niagara
18 Falls, New York?

19 A. No.

20 MR. HOGG: Q. Or a Mr. Magliatti?

21 A. I don't know if that is the
22 same fellow that is called "Butch" but that is
23 his last name.

24 THE COMMISSIONER: Q. There is a
25 Butch Magliatti, is there?

26 A. I believe there is, but I
27 don't believe the last name is pronounced that
28 way -- it is hard to understand the last name
29 sometimes, you know, the nickname.

you

30 MR. HOGG: Q. What would ^{you} be calling him



YOU



1 for?

2 A. I don't remember.

3 Q. Now, there is a telephone
4 number Butler 5-4654 in Niagara Falls, New York.
5 Whose number is that?

6 A. I haven't an idea.

7 Q. You don't know what number that
8 is?

9 A. I have no idea.

10 Q. And you have been calling that
11 number on numerous occasions?

12 A. What is the number?

13 Q. Butler 5-4654 in Niagara Falls,
14 New York.

15 A. I believe that is my sister.

16 THE COMMISSIONER: Q. And do you
17 believe it is?

18 A. I don't remember the numbers,
19 my lord.

20 Q. What is your sister's name?

21 A. Patari. Lots of times you
22 call certain places and you don't put it down.

23 Q. Patari?

24 A. Yes.

25 Q. What is her husband's first name?

26 A. Frank.

27 Q. Patari?

28 A. Patari.

29 Q. How do you spell that?

30 A. P-a-t-a-r-i.



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1 Q. And what street does she live
2 on?

3 A. I just forget now.

4 MR. HOGG: Q. Do you know Johnny
5 Papalia?

6 A. I have heard of him.

7 Q. Have you met him?

8 A. I have seen him, but never met
9 him.

10 Q. Do you know the lawyer John
11 Agro?

12 A. Yes, I know John Agro.

13 Q. What would you be calling him
14 about?

15 A. I just forget what it was now.

16 Q. Would there be some reason to
17 call a lawyer on more than one occasion in
18 Hamilton?

19 A. I believe I wanted him to draw
20 up some papers for me or something.

21 Q. Why not find a local man from
22 Niagara Falls area, or Fort Erie, or Toronto,
23 -taining in
24 if there was some connection with papers?

25 A. Because I know John Agro.

26 Q. Unless it was an important matter?

27 A. I know John Agro, that is why.

28 THE COMMISSIONER: Q. How long have
29 you known him?

30 A. A good number of years.

Q. How long?





1 A. I would say fifteen or twenty
2 years.

3 MR. HOGG: Q. Did you --

4 THE COMMISSIONER: Q. Has he ever done
5 any legal work for you?

6 A. I don't remember.

7 MR. HOGG: Q. It was just some papers
8 or a lease, or something of that sort, that
9 you would be calling a lawyer out of town?

10 A. You don't remember everything
11 you do unless you write it all down.

12 Q. If it wasn't a fairly important
13 matter you would go around the corner to get
14 some lawyer to do it?

15 A. Not necessarily.

16 Q. For an affidavit or something
17 like that?

18 A. Why did I bring a man from
19 Welland when I could have brought one from
20 Niagara Falls - why didn't I bring one from
21 Niagara Falls?

22 Q. Did you ever make any flights
23 with McDermott?

24 A. Any what?

25 Q. Any airplane flights with him?

26 A. I wouldn't go in a plane.

27 THE COMMISSIONER: Q. Well, you
28 didn't, then?

29 A. No.

30 MR. HOGG: Q. When did you first hear



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1 yesterday that you were required to be here
2 today?

3 A. I wasn't home. The wife
4 received a telephone call about one o'clock.

5 Q. When did you first hear of it?

6 A. I heard it about -- I think
7 about three.

8 Q. Where were you?

9 A. I was out.

10 Q. Where?

11 A. I was down the centre, and
12 then my wife got in touch with me.

13 Q. By telephone?

14 A. Yes.

15 Q. And after she told you this,
16 that the Commissioner required your presence
17 here, who did you tell?

18 A. What do you mean?

19 Q. Who did you tell that you were
20 coming here?

21 A. I called the Provincial Police.

22 Q. Who else?

23 A. That is all, because everybody
24 was telling me that my name was over the air,
25 that there was a warrant out for my arrest.

26 THE COMMISSIONER: Did you say it
27 came out over the air that there was a warrant
28 out for your arrest?

29 A. Yes.

30 Q. Did you hear it?





1 A. No, I didn't. My sister-in-
2 law did.

3 MR. HOGG: Q. Did you ever keep any
4 book on your bets?

5 A. No.

6 Q. Did you ever use any back ends?

7 A. No, I used to hand book a lot.

8 Q. You never used any back ends?

9 A. No.

10 Q. Never?

11 THE COMMISSIONER: Q. Who did you
12 lay off the bets with?

13 A. They were only small bets at
14 atime, my lord.

15 Q. Who would you lay them off with?

16 A. I never -- once in a while I
17 would call to McDermott.

18 Q. Did you lay off with him?

19 A. -- (No response)

20 MR. HOGG: Q. I have a couple of
21 final questions in regard to the weapon of
22 yours. You say you brought it from the old
23 homestead?

24 A. That is right.

25 Q. Whose had it been before?

26 A. My father's, I believe.

27 Q. An automatic?

28 A. Yes.

29 MR. HOGG: That is all.

30 THE COMMISSIONER: Mr. Rose, have you



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1 any questions?

2 MR. ROSE: Yes.

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6 EXAMINED BY MR. ROSE:

7
8 Q. Mr. Morelli, perhaps you will
9 clarify something for me. You say that Mr.
10 Hersch, also known as Giney, was running
11 the Frontier Club at Bertie Township, and that
12 he would also gamble at the club?

13 A. Oh, yes.

14 Q. Well, if he were running the
15 club, how would it come about that he and
16 himself would be gambling?

17 A. Well, he had to sit at the table,
18 or stand at the table, to gamble.

19 Q. The type of game that went
20 on, was that a game where all players played
21 against the house, that is the house covered
22 all bets on the dice, or the players played
23 with each other?

24 A. A lot of times they played
25 with each other.

26 THE COMMISSIONER: Q. And on the
27 other occasions what?

28 A. I believe sometimes maybe
29 Giney would take more bets.

30 MR. ROSE: Q. More bets than who?



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1 THE COMMISSIONER: Q. Against the
2 house?

3 A. Yes, bets against him.

4 MR. ROSE: Q. I am sorry; sometimes
5 Ginsey would take more bets?

6 A. Yes.

7 Q. More bets than who?

8 A. Well, than they were playing
9 one another, maybe he would be play with
10 other
11 two or three fellows.

12 Q. Is that what you call a bank
13 game?

14 A. I would not say it was a bank
15 game.

16 Q. Would there ever be any games
17 carried on at the Frontier Club where a player
18 would bet against the house?

19 A. I never noticed any while I
20 was there.

21 MR. ROSE: All right, thank you.

22 THE COMMISSIONER: Any questions,
23 Mr. Wilson?

24 MR. WILSON: Yes.
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1 EXAMINED BY MR. WILSON:

2 Q. Have you ever had any gainful
3 employment in your life?

4 A. What is that?

5 Q. Do you know what I mean by
6 "gainful" - any legitimate occupation, or business?

7 A. Yes, I had a billiard parlour
8 before I had this one.

9 Q. When did you get that?

10 A. Oh, I believe it was in 1947
11 or '48.

12 Q. Was that the first legitimate
13 business you were ever operating?

14 A. I believe it was.

15 MR. WILSON: That is all.

16 THE COMMISSIONER: Q. During your
17 livelihood?

18 A. I worked all over.

19 Q. Doing what?

20 A. Construction work and I worked
21 for Dominion Chain, and the chemical plant,
22 and American Can, and I worked --

23 Q. Mr. Wilson apparently did not
24 understand you.

25 MR. WILSON: I am sorry.

26 THE COMMISSIONER: He said before he
27 got his first billiard parlour, he worked --

28 A. He meant business.

29 Q. Any legitimate occupation?
30



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1 A. Oh, I thought he said legitimate
2 business.

3 MR. WILSON: I am sorry to mislead
4 you.

5 THE COMMISSIONER: Yes, he said he
6 worked all over; on a salary basis, was it?

7 A. Yes.

8 MR. WILSON: Q. Where?

9 A. I worked at the chemical plant,
10 the Dominion Chain, the Haughton Company, the
11 American Can, on construction work.

12 Q. Well, the police report I had
13 did not suggest you had any occupation such
14 as that, or any, but you tell me you --

15 A. All you have to do is to write
16 to these places I mentioned.

17 Q. Did you work continuously
18 over the years up to 1947?

19 A. I sure did.

20 Q. You are quite sure you did?

21 A. Yes, you can write to these
22 places I mentioned if you like.

23 MR. WILSON: No. I wanted to show
24 you an exhibit we have here, Exhibit 261 -
25 that is a picture - do you recognize that
26 photograph?

27 A. I do.

28 Q. Who is it?

29 A. That is Benny Niccoletti.

30 Q. Now, that is an exhibit. Now,



1 I show you another photograph, do you recognize
2 the person shown there?

3 A. Yes, that is Dominic Mantel.

4 Q. That will be the next
5 exhibit, Mr. Commissioner, the photograph
6 of Dominic Mantel. We have not got this
7 photograph filed.

8 THE COMMISSIONER: Very well, that
9 will be 265.

10 MR. WILSON: What exhibit number is
11 that?

12 THE COMMISSIONER: 266.

13
14 ---EXHIBIT NO. 266: Photograph of Dominic
Mantel.

15
16 MR. WILSON: What is that exhibit
17 number, please?

18 THE REGISTRAR: 262.

19 MR. WILSON: I show you another
20 photograph, which has been filed here as
21 Exhibit 262. Do you recognize that person?

22 A. I might have seen him, I cannot
23 swear to it, because after all you meet a
24 lot of people.

25 MR. WILSON: That is all, thank
26 you.

27 MR. SNAYLE: There are one of two
28 series of questions that I would like to ask
29 to clear up one matter. I think there may
30 be a misconception --



1 THE COMMISSIONER: You tell me what
2 they are.

3 MR. SWAYZE: It has to do with this
4 pointing of the gun on the police officers.

5 THE COMMISSIONER: All right. Go
6 ahead.

7
8
9
10 EXAMINED BY MR. SWAYZE:

11
12 Q. You stated, when you were asked
13 the question, "Did you pull a gun", do you
14 remember that question?

15 A. Yes.

16 Q. Well, did you carry the gun
17 on you at that time?

18 A. No.

19 Q. Wasn't it a fact that the gun
20 was found during the search of your house?

21 A. Yes.

22 Q. And the gun was on the table?

23 A. Yes, they asked me if I had
24 a gun, and it was on the table - the dresser.

25 Q. And you did not pull the gun?

26 A. No.

27 MR. SWAYZE: Thank you.

28 THE COMMISSIONER: Q. You grabbed
29 the gun, though?

30 A. I did, yes.





1 Q. And held it in a menacing
2 manner?

3 A. I had it by my side.

4 Q. In a menacing fashion, just as
5 much to say, "Take these things at your own
6 risk"?

7 A. They were doing things at their
8 own risk.

9 Q. Never mind what they did.

10 A. You are not interested in what
11 the police do?

12 Q. Yes, but at the moment I am
13 interested in what you did with the gun.

14 A. I held it along my side.

15 MR. SWAYZE: As I recall - I did
16 not act for him in this particular matter -
17 Mr. Commissioner, but as I recall the words
18 at the trial were, they said, "Would you stop
19 us with the gun?" or something like that,
20 "If we are going to take such a thing".

21 THE WITNESS: What is that?

22 MR. SWAYZE: What was the wording,
23 as you picked up the gun?

24 A. I asked them if they were going
25 to take anything out of there, to call the
26 local police, and they both walked towards
27 me and said, "We don't have to".

28 THE COMMISSIONER: And then you
29 grabbed the gun?

30 A. Yes.



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1 Q. That is how I understand it,
2 pretty well.

3 MR. MAYHEW: Thank you.

4 MR. WILSON: Thank you.

5 THE WITNESS: Is that all?

6 MR. WILSON: That is all, thank you.

7 THE WITNESS: That is all? This
8 is the second time I have been here, my lord.
9 How is that?

10 THE COMMISSIONER: It is the first
11 time I have seen you.

12 MR. WILSON: You may be called a third
13 time, that is all for you for today.

14 THE WITNESS: I don't care if I am
15 called here twenty-four times.

16 THE COMMISSIONER: All right.

17 MR. WILSON: All right, off you go.

18 ---The witness retired.
19

20 THE COMMISSIONER: We will have a
21 ten-minute recess.

22 ---Short recess.
23

24 (Page 10970 follows)
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MR. WILSON: I will call Dominic Simone.

The witness is in the washroom. He will be here just in a moment.

THE COMMISSIONER: How does he spell his name, Dominic?

MR. WILSON: D-o-m-i-n-i-c S-i-m-o-n-e.

MR. HOGG: Mr. Commissioner, while the witness is coming, there was evidence given yesterday by McDermott in connection with this telephone call to Inspector Simmons.

THE COMMISSIONER: Yes?

MR. HOGG: I don't want to delay the procedure. I suggest that, however, he be called, or if he has a report of what transpired on that occasion, that be produced and filed in the record, because I think it would have some considerable significance.

THE COMMISSIONER: Somebody is arranging to get him?

MR. WILSON: Yes. Yes, Inspector Hatch has gone over for him.



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DOMINIC SIMONE, sworn,

EXAMINED BY MR. WILSON:

Q. You reside in the City of Toronto?

A. Yes, sir.

Q. And have resided in the City of Toronto, I take it, all your life?

A. Yes, I was born here.

Q. And how old are you?

A. Forty-eight.

Q. Now, prior to 1953 did you operate a floating crap game in the Toronto area?

A. Yes, sir.

Q. For how many years?

A. Oh, several years.

Q. Yes, and then did you have an approach by Vincent Feeley about starting another type of operation?

A. I did.

Q. Just tell us about that?

A. Well, I was getting calls from this Feeley. I didn't know who he was at that time.

Q. Yes?

A. And I just dismissed it as somebody, you know, calling me, bothering me. At that time I used to get a lot of calls. So one day this ---

Q. What was he suggesting in the calls?

A. Well, actually he never suggested



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1 much.

2 Q. He didn't?

3 A. But then after I got pinched one day,
4 and a fellow that was in the house got ten days,
5 so then I got a call from Joe McDermott telling
6 me that Feeley was no bus trying to get
7 nothing off me, they had something for me.
8 They wanted -- they had protection that I
9 could run instead of floating around and
10 having a game, I could have a stationary
11 game.

12 THE COMMISSIONER: Now, just a moment.
13 McDermott called you and said what?

14 A. That Feeley was no bus trying
15 to get a touch off me, wanting to get
16 anything off me.

17 Q. Just a moment. Yes, go on?

18 A. About this stationary game, they
19 mentioned that had I been ---

20 THE COMMISSIONER: They mentioned --
21 well, you mean McDermott?

22 A. McDermott, that if I had been
23 in touch with them, you know, when Feeley
24 had been calling me, I wouldn't have taken
25 that pinch. They could have prevented it.

26 Q. Yes. Just a moment. Yes?
27 Go on?

28 A. And then suggested we get together
29 and talk things over.

30 Q. He suggested?



10-10-1917

1. The first thing I noticed when I stepped out of the car

was a cold breeze that felt like a blanket. It was a relief

after being cooped up in the car for so long.

My first thought was that I had been waiting for this

moment for a long time. It felt like I had been waiting for a

friend who had been waiting for me.

I had been told that the weather was perfect. I had been told

that it was just what I needed.

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that it was just what I needed.

The first thing I noticed when I stepped out of the car

was a cold breeze that felt like a blanket. It was a relief

after being cooped up in the car for so long.



1 A. Yes.

2 MR. WILSON: Q. Now, did you know ---

3 THE COMMISSIONER: Mr. Wilson, I want
4 to get this. Just a moment.

5 MR. WILSON: Yes.

6 THE COMMISSIONER: Approximately when
7 was this?

8 A. This would be the latter part
9 of '51, I imagine, near the end of -- no,
10 pardon me. It would be the latter part of --
11 around the middle of '52.

12 Q. Yes.

13 MR. WILSON: Q. Now, was this just
14 after the conviction you speak of?

15 A. Yes.

16 Q. And ---

17 THE COMMISSIONER: Who -- who had been
18 convicted? Had you been convicted?

19 A. No. We were running a floating
20 game. This was the man in the house. He
21 was in bed. A fellow named Johnny Argier.

22 Q. A-r-g-e-r?

23 A. I think it was A-r-g-i-e-r, Argier.
24 It is an Italian name.

25 Q. How did it come about that he had
26 been convicted, when you were running the
27 game?

28 A. Well, it was a funny affair, now.
29 This fellow was there. He knew we were
30 having a game, but he never showed near the

[illegible]



1 game. As a matter of fact, he was working
2 evenings, and they come and he was in bed the
3 night we got convicted, and they come and took
4 him right out of bed, and give him ten days.

5 Q. For operating a game that in
6 fact you were operating?

7 A. We were running. We were renting ---

8 Q. Who is "we"?

9 A. Well, myself, and at that time I
10 had two or three partners.

11 Q. Who were they?

12 A. Well, one was my brother. The
13 other was Sam Mille.

14 Q. Just a moment. Your brother's name
15 is what?

16 A. Laurie -- Lawrence.

17 Q. And Sam -- what Sam?

18 A. Mille.

19 Q. Ulle?

20 A. Mille.

21 Q. And who else?

22 A. There was a fellow named Sam Cosentino.
23 It was mostly my game. They just had a small
24 piece of it, more or less.

25 Q. All right.

26 MR. WILSON: Q. Had you known McDermott
27 before he called you?

28 A. Well, I never knew him to speak to.
29 I had known him from, you know, around New
30 Toronto, known as the thieves, and I said ---



1. The first part of the report deals with the general situation of the country and the progress of the work during the year.

2. The second part deals with the results of the work done during the year.

3. The third part deals with the financial statement of the year.

4. The fourth part deals with the general remarks and conclusions.

5. The fifth part deals with the suggestions for the future.

6. The sixth part deals with the appendixes.

7. The seventh part deals with the index.

8. The eighth part deals with the list of references.

9. The ninth part deals with the list of abbreviations.

10. The tenth part deals with the list of symbols.



1 Q. You know him by reputation?

2 A. By reputation, more or less.

3 Q. And you knew he had his operation
4 going out at Cooksville at that time?

5 A. Well, at that time they weren't
6 known. They hadn't started. They were
7 just getting started. And then after I got
8 to know him, you know, he started to tell
9 me about these book joints he had out in
10 New Toronto, and how they were operating.

11 Q. Yes?

12 A. And more or less trying to impress
13 me about how much he could get away with.

14 Q. He hadn't quite made the big time?

15 A. No, he was trying to. So now,
16 it seems like these book joints he had
17 wasn't making enough money. He wanted to
18 break into the crap games, and with his
19 reputation and that he couldn't get in,
20 so he was -- they had already leased this
21 place out there, but they couldn't get no
22 games.

23 Q. Well, then, as a result of that
24 call, did you meet with Feeley and McDermott?

25 A. Well, not then, several weeks
26 later.

27 Q. Several weeks later?

28 A. Well, I still wanted nothing
29 to do with it, so they finally sent Ralph
30 Clark down who was around and at one time



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1 had been a partner of Sam Malle and to talk to me,
2 because I had known Clarkie for years. So he
3 started to paint a picture about how nice it
4 would be, and not working so hard, you know,
5 instead of having to go looking for places
6 and having all this trouble, to have a
7 stationary place to run a game, it would
8 be more or less like a job.

9 Q. Well, then, as a result of your
10 meetings with Clark, did you then have later
11 meetings with McDermott?

12 A. Then I finally met McDermott.

13 Q. Yes, and did you come to some
14 arrangement with him about joining forces?

15 A. Well, he says that ---

16 THE COMMISSIONER: Did you meet him alone
17 or with Feeley?

18 A. Well, actually it wasn't alone,
19 no. I don't remember, but it wasn't alone.
20 I imagine Clarkie was there.

21 Q. I see.

22 A. Malle must have been there too.

23 Q. Yes?

24 A. So he says if I would give him a
25 piece of my game, and pay so much a sum month
26 towards protection, that we wouldn't be
27 bothered, we would be tipped if anything
28 happened, and I wouldn't have to worry about
29 nothing.

30 MR. WILSON: Now, what did he tell you



1 about ---

2 THE COMMISSIONER: Just a moment, Mr. Wilson.

3 MR. WILSON: Yes.

4 THE COMMISSIONER: He said if I would
5 give him -- ?

6 A. A percentage, more or less, of
7 my game.

8 Q. You said "a piece of my game"?

9 A. Well, a piece of the percentage.

10 Q. Yes, and what else?

11 A. And help pay for this protection,
12 that I wouldn't be molested, and, you know,
13 and I wouldn't have to worry about it, you
14 know, looking for a place, we would have a
15 stationary place to have our game. It
16 would be like a job. He painted a great
17 picture.

18 Q. Yes?

D/2 19 MR. WILSON: How much -- how much were
20 you to pay him for this protection?

21 A. Well, now, he says the protection
22 was four hundred a month, and then there was
23 one hundred a month to some lawyer to keep
24 the books in order.

25 Q. Who was the lawyer?

26 A. Solly Gebirtig at that time.

27 Q. Yes?

28 THE COMMISSIONER: Just a moment. Yes?

29 A. So we come to an agreement that
30 I would go along with it, providing they didn't



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1 show their nose out there, because I didn't want
2 them around the place, and they said they would
3 send Clarkie along to represent them; but
4 then after we weren't opened the first
5 night ---

6 Q. Just a moment.

7 A. I am sorry.

8 Q. Yes?

9 MR. WILSON: why didn't you want them
10 around the place?

11 A. Well, they had such a bad reputation
12 as being thieves and burglars and everything
13 else, that we had a fairly good game, a
14 good reputation, and I didn't want them
15 spoiling it.

16 Q. You had a good clientele at that
17 time?

18 A. Very good, yes.

19 Q. Yes. And did you get a stationary
20 location?

21 A. Yes, we opened up in our place
22 at Cedar and Eglinton Avenue.

23 Q. Yes?

24 A. And we were there about a month,
25 and then there was complaints from the Synagogue,
26 or something, too many cars were parked
27 around during the night. So they suggested
28 we move out in the country. So now at that
29 time I had a fellow named Eddie Blair
30 working for me.



1 THE COMMISSIONER: Just a moment, now.

2 Who suggested you move out to the country?

3 A. Well, Joe and Pete McBernatt.

4 I call him Pete. Vince, I guess.

5 Q. Yes.

6 MR. WILSON You were saying you had a
7 man named Eddie Blair working for you at
8 that time?

9 A. Well, he was on the payroll, like,
10 more or less.

11 Q. What did he do?

12 A. Well, at that time things were
13 different in Toronto, like it was all local,
14 you know. I mean there was the odd hold-up
15 around crap games, and this was ---

16 THE COMMISSIONER: Speak a little louder.

17 A. There were hold-ups around the
18 crap games in Toronto at that time, so Eddie
19 said if I would give him a job, connect
20 his name with the game, he would see these
21 hold-up men wouldn't, knowing that he was
22 connected with it, they wouldn't bother us.

23 Q. Yes. Just a moment. You
24 said that at that time there had been a
25 series of holdups?

26 A. Hold-ups.

27 Q. Of what?

28 A. Crap games.

29 Q. Of crap games, and Eddie Blair
30 was known as one of the hold-up men?



The first of these is the fact that the
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1 A. No, he was known amongst that
2 element.

3 Q. Well, he was known as a hold-up
4 man?

5 A. Not as a hold-up man, but he was
6 in a racket ---

7 Q. Speak up.

8 A. He was in a different business.
9 It wasn't holding up things, but I mean he
10 associated with them people. Like, he was ---

11 Q. All right. He associated with
12 the hold-up people?

13 A. Well, he knew them all, that he
14 had been in jail, and that, and been in
15 trouble various times.

16 Q. And he suggested that you put him
17 on your pay-roll?

18 A. No, like, if I could put him on
19 my pay-roll, he would tell -- he would let
20 the word known that he was a partner in
21 the game, therefore these people wouldn't
22 bother us.

23 Q. Yes. All right.

24 MR. WILSON: You put him on the pay-roll
25 when you started at Eglington?

26 A. Oh, no, long before that.

27 Q. Long before that?

28 A. Yes.

29 Q. Oh, while you were still operating
30 as floating?



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1 A. As floating, yes, and then he
2 got a job more or less as a doorman. Well,
3 that got too boring for him, so I suggested
4 that I just give him a few dollars every
5 month. I think it was \$100 a month, or
6 something, and not come near the place, you
7 know, just to say that he was a partner.

8 Q. Yes?

9 A. So he said that he knew of a
10 place out near Downview, a big estate,
11 and he knew Percy Wright that was looking
12 after it, he was the real estate man for it.

13 Q. Yes?

14 A. So one morning we had a meeting,
15 and we were all supposed to meet at 11.00
16 o'clock, but in fact when we got there
17 Eddie had come back and said he already
18 rented the place for us for \$800 a month.

19 THE COMMISSIONER: Now, who had this
20 meeting?

21 A. Well, I am not sure if Joe or
22 Pete were there. One of them was there,
23 myself, and Clarkie, and Harry Tator was
24 there.

25 Q. Just a moment. Either McDermott
26 or Feeley, and Harry Taylor?

27 A. Tator.

28 Q. Taylor, yes.

29 A. Tator.

30 Q. Tator?



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1 A. T-a-t-o-r.
2 Q. Is that Big Harry? T-a-t ----
3 A. -o-r.
4 Q. -o-r, and who else?
5 A. Well, actually I don't recall some
6 of the partners, like. I imagine that is
7 about all that was there. It don't take
8 too many to run the place.

9 MR. WILSON: Q. You met?
10 A. Yes, we met.
11 Q. Where did you meet?
12 A. Well, we were supposed to meet at
13 a little restaurant at Dufferin and Wilson.

14 Q. And did you meet there?
15 A. Now, when we got there ---
16 Q. Well, you got there?
17 A. When I got there Tator and Blair
18 were late, you see, and they came in about a
19 half an hour later saying that they had already
20 gone out and rented the place. Pardon me, I
21 am getting ahead of myself. Originally
22 we were to meet and make arrangements to go
23 and see the place, you see.

24 THE COMMISSIONER: Yes?
25 A. When we did get there, Tator and
26 Eddie Blair come back saying that they had
27 already rented the place.

28 Q. Yes?
29 A. So he says that Percy wanted \$800
30 a month, with twenty-four hundred in advance.



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1 Q. Just a moment. Tator and he and
2 Blair arrived and met with you?

3 A. Myself.

4 Q. And who else?

5 A. It was either Joe or Pete or Clarkie,
6 one -- one or two or three of us. I don't
7 remember now. It is ten years ago -- exactly
8 who was there.

9 Q. All right. They had already
10 rented the place?

11 A. Yes, for -- paying \$800 a month.

12 Q. What did you say about something?

13 A. Well, now, then, after that
14 night ---

15 Q. Something in advance?

16 A. Oh, yes. We were to pay the
17 first month's rent, and two last months' rent,
18 like, twenty-four hundred altogether.

19 Q. And how long was the lease?

20 A. I am not quite sure, a year, two
21 years. The money was just to sit there in
22 case anything happened, you know, but
23 nevertheless later on Joe got in touch with
24 me, and he was screaming about I should have
25 went up there myself, because the place
26 wasn't worth eight hundred, and if I had
27 gone myself I could have probably got it
28 for two, and that probably Eddie and Harry
29 were getting it for two hundred, and keeping
30 the rest of the money.





1

Q. No honour among thieves?

2

A. No honour among them. So he wanted me to go up to see Percy. I said I didn't want to.

3

4

5

Q. Who was this Percy?

6

7

8

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10

A. That was Percy Wright, a real estate man who was looking after it for some investment company there. I don't know the name of the investment. It is around Downsview there, Keele Street -- Keele and Sheppard.

11

12

Q. Joe later came and said you were paying too much rent?

13

14

15

16

A. Yes, and he wanted me to go and see Percy. I said I don't want no part of it. If you want to go see him, go see him yourself.

17

18

19

20

21

Q. Yes?

A. So that was how we rented that

place up there. So, now, when we got out there we spent, I don't know, it was, oh, some several thousand dollars fixing it up.

22

Q. Now, who put up the money?

23

24

A. Well, we got that -- took it out of the bankroll we had.

25

26

Q. Well, who contributed to the bankroll?

27

28

A. Well, when we started, we all put up our equal shares.

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MR. WILSON: Q. Well, now, who were the persons?



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1 A. The principals?
2 Q. Yes.
3 A. Well, now, it started off I had
4 sixty per cent of it, Sam Mille had thirty
5 per cent.
6 MR. HOGG: Sam who?
7 MR. WILSON: Sam Mille.
8 A. Sam Mille, and this Harry Tator
9 had five per cent, and Joe and Pete took
10 twenty-five per cent.
11 Q. Yes?
12 A. But that didn't last too long.
13 THE COMMISSIONER: All right. They had
14 twenty-five per cent?
15 A. They started off with twenty-five
16 per cent.
17 Q. They did?
18 A. Joe and Pete and Ralph.
19 Q. Yes?
20 A. Ralph was the representative.
21 Q. Yes?
22 MR. WILSON: You say Ralph, that is Ralph
23 Clark?
24 A. Yes, sir. So then, as we went
25 along ---
26 Q. First, can I ---
27 A. Pardon me.
28 Q. Can you tell me how long the
29 operation was carried on at Downsview?
30 A. Well, now, all this started around



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1 the middle of '52.

2 Q. Yes?

3 A. And it ended at the end of '53.

4 Now, I am not positive how long we were in
5 Eglinton. It was only a matter of a month
6 or two, and then the rest of it was out in
7 Downsview.

8 Q. Now, you told us the interest at
9 the start at Downsview, or at Eglinton, I
10 take it?

11 A. Yes, the whole thing was.

12 Q. And you rented the new one at
13 Downsview for how long?

14 A. Well, till the end of '53.

15 Q. No, but then wasn't there a change
16 in the percentages?

17 A. Oh, yes. It varied. Actually
18 the changes came quite sudden. They wound
19 up somewhere with, Joe and them, I don't
20 know how it come about, but there were
21 always changes. They wound up with forty
22 per cent of the game.

23 Q. How soon after you started this
24 operation?

25 A. Well, that would be shortly
26 after -- before we even moved.

27 Q. Well, then, they took forty per
28 cent, and how was the balance of the sixty
29 per cent?

30 A. Well, now, I had fifty-five per



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1 cent of it; this Harry Tator had five. Now,
2 I don't know how they arranged this, but Sam
3 Mulle was to get ten per cent on the top.
4 I don't know how that was arranged, but instead
5 of us cutting it up, we were to cut up, say,
6 a thousand dollars, we would cut up eleven
7 hundred, and Sam would get one hundred on top,
8 and then the other would be split the other
9 ways, you see. I don't know how they
10 arrived at that, but that is the way they
11 said.

12 Q. Who actually did the ---

13 A. McDermott.

14 Q. McDermott?

15 A. Well, Joe was always the one.
16 Pete, he was nothing but a stooge for Joe.
17 He never spoke two words. I never heard
18 him say four words in my life. Joe was
19 always the brains as far as they were
20 concerned.

21 Q. Yes, and how often would you
22 make a financial settlement?

23 A. Now, we would have a certain
24 bankroll, I am not quite sure what it was,
25 and then when it got to a certain point,
26 we would split it up, you know. If it was
27 over, say, a figure, I am not sure this is
28 the figure, say we had ⁵ \$20,000 bankroll, say,
29 when it got up to twenty-five, we would cut
30 up five; or if it got back down to ten, we



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1 would have to build it up to twenty. I am not
2 sure that was the figure. It was something.

3 Q. Now, during this period of
4 operation at Eglinton and Downsview, about
5 how much would McDermott and Feeley take out
6 as their share of the profits of the operation?

7 A. Well, now, that is hard to
8 determine. I imagine the club -- I guess
9 we made ten thousand a month on the average.

10 Q. Yes?

11 A. Because, you see, we would come
12 in and lose.

13 Q. And that would be about fifteen
14 months?

15 A. Over a year, yes.

16 Q. Over a year?

17 A. Yes.

18 Q. So that in their twenty-five,
19 and later their forty per cent, you would
20 say they would be averaging about ten thousand
21 a month profit?

22 A. They averaged about their -- for
23 their end they would probably wind up with
24 about four.

25 Q. With -- ?

26 A. About four thousand.

27 Q. Each month?

28 A. Yes, it would average out to that.
29 There were months we would cut up maybe
30 twenty-five or thirty thousand dollars, and

The following table shows the results of the survey conducted in the year 1998. The data is presented in a tabular format, with the first column representing the category and the second column representing the value.

Category	Value
Category 1	12.5
Category 2	15.2
Category 3	18.7
Category 4	21.3
Category 5	24.8
Category 6	27.5
Category 7	30.1
Category 8	32.9
Category 9	35.6
Category 10	38.4
Category 11	41.2
Category 12	44.0
Category 13	46.8
Category 14	49.6
Category 15	52.4
Category 16	55.2
Category 17	58.0
Category 18	60.8
Category 19	63.6
Category 20	66.4
Category 21	69.2
Category 22	72.0
Category 23	74.8
Category 24	77.6
Category 25	80.4
Category 26	83.2
Category 27	86.0
Category 28	88.8
Category 29	91.6
Category 30	94.4
Category 31	97.2
Category 32	100.0

The data indicates a steady increase in the values across the categories, starting from 12.5 in Category 1 and reaching 100.0 in Category 32.



1 months we would never cut up nothing, and also
2 months we would lose, so on the average I
3 figure we averaged -- we averaged ten thousand
4 a month.

5 Q. So they would take about sixty
6 thousand out?

7 A. At least a thousand a week for
8 their end.

9 Q. Yes. Now, how did this protection
10 money, and the money for Gebirtig, how was it
11 handled?

12 A. Well, around the end of the month,
13 or as I said, now, we -- I am getting ahead
14 of myself a little. When we started I said
15 Joe and Pete wasn't supposed to show up.

16 THE COMMISSIONER: They weren't what?

17 A. They weren't supposed to come
18 near the club at all. Joe would come around
19 early, but as soon as anybody come, he would
20 beat it, because he didn't want too many
21 people to know he was connected with it, on
22 account of being in with the Cooksville club,
23 so -- I call him Pete -- Vince would stay
24 there.

25 Q. Vince would stay there?

26 A. Yes, he would be there at least --
27 on at least three nights a week it started,
28 and Clarkie was supposed to look after it,
29 but I guess they didn't trust Clarkie too
30 far, so, you know, they got in one night,





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another night, and the first thing you know they were around nearly every night.

Q. Both of them, or just Pete?

A. No. Well, Joe would show up occasionally, but he would always leave, you know, before anybody else would show. You see, the game started at 12.00 o'clock, Joe would show up around 10.00, and then around 11.00 he would leave, but Pete would stay.

(Page 10991 follows)



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Q. And did Pete do any work?

A. No, just sat and watched.

Q. Just sat around and watched?

A. Well, in a game you have, like, your dealers, and then you have what you call the table boss that watches what was going on and seeing where the money was coming and going. Joe more or less sat around watching, sat at the table watching, the same as I would myself.

Q. What part did Eddie Blair play in the operation when you moved out?

A. Actually right after we started out there at Downsview Eddie had a very small part of it anyway. He never used to show up and only for this rental of this place, rental of the building.

Then after Eddie and I had an argument over a girl he didn't come near the place any more after the first three or four months.

Q. You were going to tell us about how the protection money was taken out?

A. Around the end of the month if Pete were there or Ralph, they would just take five hundred out. When they were counting the money at the end of the night, if there was money, you know, won, they would say they would take about five hundred out.

Q. How much did they take out for protection money for Gebirtig over the period



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1 of operation?

2 A. Well, a hundred a month, I am not
3 quite sure now. It was over, between twelve,
4 fifteen to eighteen months that we ran. I
5 am not sure of the dates.

6 Q. You made some claim, I understand,
7 later for the return of the money. Do you
8 know what figure you had in mind?

9 A. I have in my mind it was roughly
10 fifteen months.

11 Q. About fifteen months?

12 A. Yes.

13 Q. And of course you would not be
14 claiming back the money that went to Gebirtig,
15 so that only four hundred a month ---

16 A. Actually I was claiming it all
17 back. I will explain it to you later.

18 Q. All back? This might be a good
19 time to explain it.

20 THE COMMISSIONER: Let us get on in
21 chronological order.

22 MR. WILSON: Q. All right, that, you
23 say, was taken off the top every month?

24 A. Yes.

25 Q. And in fact, during the fifteen
26 months did you have any police raids on
27 the premises?

28 A. We had one, I think. Yes, just
29 one.

30 Q. Is that the one that ended the





whole operation?

A. No, this is an unsuccessful one.

Q. You had one unsuccessful one?

A. Yes.

Q. Where was that, at Downsview?

A. At Downsview, yes.

Q. Did you get advance warning on it?

A. Yes, we did.

Q. From whom?

A. Well, now, it was one of the three of them. I don't really know which one it was. I said, "we won't open up until ---"

Q. When you say "one of the three", you are speaking of ---

A. One of the three in the partnership, Joe, Peter, Ralph.

Q. Either McDermott, Feeley or Clark?

A. Yes.

Q. Who called?

A. Ha-ha-ha. They didn't call. They showed up that night. Like, we all arrived early.

Q. Yes?

A. And they said we had better not open up to-night because there is going to be a visit.

Q. As the result of that information what did you do?

A. Just didn't bother opening up the



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1 crap game. We just sat around and played cards,
2 and any of the guests that came around we would
3 tell them there was going to be no crap game.
4 We didn't tell them why. We just said there
5 was going to be no game that night.

6 Q. What police were there that turned
7 up later?

8 A. Well, the Provincial Police. I
9 don't know what their names were, or anything.
10 Then after Gebirtig wrote them a letter.
11 They tore down a flag or something, and
12 disrupted a few things, and he made them
13 send a letter of apology.

14 Q. For the damage to your flag?

15 A. Yes, flag and a few other things.

16 Q. Is that the only raid you had
17 apart from the ---

18 A. The final raid.

19 Q. The raid that was successful?

20 A. Yes.

21 Q. This clientele who attended the
22 club during this period, I don't think we got
23 the name of the club on the record. You had
24 a charter?

25 A. It was the Riverdale Club.

26 Q. Riverdale Veterans Club?

27 A. It was called Riverdale Veterans
28 Club, and when we moved up to Downsview we
29 took it on our own just to change it to
30 Riverdale Country Club, we called it.





1 Q. When you went to the country you
2 thought it would be a good idea to change
3 the name yourselves?

4 A. Yes. We just put a sign up and,
5 you know, directing business around to find
6 the way. Kind of hard to find.

7 Q. Is that a provincial charter?

8 A. To tell you the truth, I am not
9 familiar with the charter.

10 Q. Who brought the charter into the
11 picture?

12 A. That is how Sam Hulle got into
13 the picture, and Clark, they had this charter
14 over a store on Bloor and Yonge way back in
15 1944, 1945.

16 Q. What kind of internal security
17 did you have? Did you have barred doors?

18 A. Oh, yes. Like I said, when we
19 set the place up we put heavy screens on the
20 outside of the windows, plywood in several
21 doors, and there was a winding staircase
22 that we closed in. It was practically an
23 impossibility to get into the place, you
24 know.

25 Q. You had a doorman, I suppose?

26 A. Doorman at every door.

27 Q. And the clientele, I suppose,
28 who attended there were mostly your former
29 customers?

30 A. Yes, it all originated from a



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1 little game I used to have years ago in the east
2 end of the city.

3 Q. Yes?

4 A. And when McDermott seen the players
5 we had they couldn't believe there was so many
6 good ones, and you know how a game washrooms.

7 Q. When you use the expression
8 "good ones", people that were willing to really
9 gamble worthwhile money?

10 A. Gamble, and people that had money
11 to lose.

12 Q. During the fifteen month period
13 did McDermott or Feeley make any complaints
14 about the way you were running the operation?

15 A. Oh, yes. We never got along
16 from the day we met. To start off with,
17 they were squawking about Eddie Blair paying
18 our rent and saying he was stealing the
19 money, that he didn't believe the rent was
20 that much.

21 Then after -- I had all this old hulk
22 I had with me when I was broke. They would
23 come along and work many nights for nothing
24 when we started. He used to come in every
25 day and say, "You are too soft-hearted. You
26 have got to get rid of everybody and start
27 from the ground floor up." Every time we
28 met we would argue about it.

29 Q. He didn't think your people were
30 efficient?





1 A. No, he figured they weren't. I
2 guess a lot of them did take advantage of it,
3 because they were lax a bit, but after all
4 when I started the game it wasn't that much
5 of a business. It was more or less of a
6 friendly deal, and these people had been with
7 me and when we started they weren't worried
8 about their wages or anything. It was
9 more or less friendly. If we made money
10 they got paid; if we didn't it didn't matter.

11 Q. During this fifteen month period
12 did either Feeley or McDermott suggest you
13 close it up and just join them at Cookeville?

14 A. Well, no, not join them. At
15 one time he suggested to me that he was
16 having trouble with his partners in Cookeville
17 and that they had found out he was connected
18 with two games.

19 THE COMMISSIONER: Just a moment. All
20 right, thank you.

21 MR. WILSON: Q. You were telling us
22 about this trouble he has?

23 A. Yes, he says he was having
24 trouble with his partners out in Cookeville
25 and they had found out that he was connected
26 with both games and one of them had to close.
27 He had to close one of them, either Cookeville
28 or our place. He said, "But I would sooner
29 keep this place going because it is closer
30 to the city and the clientele is coming out

[illegible]



1 here." And, of course, we were getting a bigger
2 piece of ours than he would be out there.

3 So he says, "The only way we can do it
4 is that we have got to get rid of all the
5 help." That was the argument all the time.
6 So nothing happened and there was a lull for
7 a while and we were having a Christmas party
8 one night and that was the night we got
9 pinched.

10 Q. Before we go into the details
11 of that "pinch", did you have any other
12 tip-offs where the police did not come,
13 during the fifteen month period?

14 A. Just that one time.

15 Q. And they did come that time?

16 A. Oh, yes, they come.

17 Q. Did McDermott, Feeley or Clark
18 ever tell you where this protection money
19 was going?

20 A. Well, Clark was very vague,
21 Clark knew nothing about it. He was just
22 representing them; and, as I say, Feeley
23 was just a stooge, and Joe would drop hints
24 all the time. He would put people in the
25 middle, as he always does, that had nothing
26 to do with it, because he openly talked spoke
27 about Cronin, and he used to talk about
28 Van Zuben, and he would do it to such a
29 point that he got fired or he got transferred
30 after he got pinched. I guess other people



The first of these is the fact that the
 world is a very large place, and the
 number of people who live in it is
 increasing rapidly. This is due to
 the fact that the world's population
 is growing at a rate of about 1.5%
 per year. This means that in the
 next 50 years, the world's population
 will be about 10 billion people.
 This is a very large number, and it
 means that there will be a great
 need for food, water, and other
 resources. This is why it is so
 important to take care of the
 environment and to make sure that
 we have enough resources for the
 future.



1 must have heard about it, but he would never
2 commit himself. He would just drop hints,
3 more or less letting on that he had some
4 power.

5 Q. But he got the money for whatever ---

6 A. Yes.

7 Q. And he did produce on one occasion,
8 you say?

9 A. Oh, yes.

10 Q. Now, tell us about the "pinch" on
11 this Christmas party occasion?

12 A. Well, you see, the way the place
13 was set up, it was actually an impossibility
14 if things were working right and everybody
15 co-operated, to get pinched, because it was
16 a system we had where if one door was open
17 the other was not supposed to be open.
18 Therefore, nobody could get into the place,
19 you know, unless they battered the door
20 down.

21 So this night, I don't know what happened,
22 but we were playing upstairs and the police
23 walked right in and nobody gave us any
24 warning or anything, and we were up there.
25 So the police came running right around and
26 grabbed me. First of all they grabbed my
27 brother, thinking it was me. They asked
28 him, "Are you Dominic?", and he said, "No".
29 Then they run around the table and grabbed me.

30 Now, I don't know how these dice got

[illegible]



1 here, but there were some bad dice about, and
2 they claimed they found them on me.

3 Q. Did you ever have any bad dice
4 there?

5 A. No, we never used bad dice. We
6 didn't have to. There was enough percentage
7 without it.

8 Q. But they came that night and they
9 found bad dice. Were they bad dice?

10 A. They were, yes.

11 Q. And you had run a straight game
12 for a number of years?

13 A. I had a good reputation. I have
14 run a game since I was sixteen years old, I
15 guess, and that was ten years ago, so twenty
16 years ---

17 THE COMMISSIONER: What was that?

18 A. I must have had a game for
19 twenty years prior to that. That is how
20 we built up our clientele.

21 MR. WILSON: Q. You have never been
22 accused at that time of ever running a crooked
23 game?

24 A. Never even heard of it, or since.

25 THE COMMISSIONER: Where did they find
26 the bad dice?

27 A. The way they found it, I think
28 it was more of a surprise to me than anybody,
29 but they just openly -- I don't know -- the
30 officer was, like, around there showing them



The first part of the document discusses the early history of the region, mentioning the arrival of the first settlers and the establishment of the first town. The text describes the challenges faced by the pioneers and the progress made in building a community. It also touches upon the economic activities of the early years, such as farming and trading.

The second part of the document focuses on the political and social developments of the period. It details the formation of local government and the role of the community in shaping its future. The text also addresses the impact of external events, such as wars and economic downturns, on the region's development.

The third part of the document provides a detailed account of the region's growth and expansion. It describes the increasing population, the development of infrastructure, and the diversification of the economy. The text also highlights the contributions of individuals and families to the region's progress.

The final part of the document offers a summary of the region's history and a look towards the future. It reflects on the achievements of the past and expresses optimism for the continued growth and prosperity of the region. The text concludes with a statement of pride in the region's heritage and a commitment to its future.

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1 to the players and he showed them these dice.
2 He seemed to know exactly what it was.
3 He said, "There is two 4's in this one,
4 two 3's in this one." He said, "We found
5 them in his sock."

6 MR. WILSON: Q. In your sock?

7 A. Yes. So when the pinch was over
8 I couldn't figure it out. I said, "Gee, it
9 couldn't have happened more easy if it was
10 planned." But I know that it was planned.

11 Q. Did you find out later that it
12 was planned?

13 A. Yes, I did find out later.

14 Q. How did you find out later that
15 it was planned?

16 A. It seems that when this was
17 planned they promised a lot of people big
18 things which never developed and I guess
19 everybody was double-crossed and they came
20 running back to me with their stories.

21 Q. Then what were the stories they
22 came running back with?

23 A. It seems that the fellow who was
24 the main man on the top, he had a bug for
25 betting horses, he liked to bet horses.

26 THE COMMISSIONER: What was his name?

27 A. George Charles.

28 Q. Cheryl, something like that?

29 A. Yes, I think that is the one. He
30 was secretary to the club.



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1 Q. He changed his name, didn't he?

2 A. They used to call Charles.

3 Q. Didn't he change his name to Charles?

4 A. I don't know. He might. I
5 know his father had a restaurant at Woodbine
6 and Danforth for years.

7 Q. So it seems that -- this soon
8 came back to me that George had got into debt
9 with them. I think he was only making \$20
10 a night working and they were letting him bet
11 hundreds of dollars on horses.

12 THE COMMISSIONER: Who were?

13 A. Joe and Pete, with them, you know.

14 MR. WILSON: Q. That is Feeley and
15 McDermott?

16 A. Yes. So it seems that he got into
17 them for thirty-five hundred or four thousand
18 or something, and they approached him and
19 told him they would cancel the debt and
20 give him -- I don't know ---

21 THE COMMISSIONER: Who told you all this?

22 A. It was brought back, like, to
23 my brother and Sam Cosentino, and they had
24 heard stories about it. He was telling
25 everybody dropping into the place -- really
26 told me about it, because at first I wouldn't
27 believe it and I had all the faith in the
28 world. I didn't think they would do anything
29 like that. So ---

30 Q. You got information that this



The first part of the report is devoted to a general description of the project and its objectives.

The second part of the report is devoted to a detailed description of the methodology used in the study.

The third part of the report is devoted to a detailed description of the results of the study.

The fourth part of the report is devoted to a detailed description of the conclusions of the study.

The fifth part of the report is devoted to a detailed description of the recommendations of the study.

The sixth part of the report is devoted to a detailed description of the limitations of the study.

The seventh part of the report is devoted to a detailed description of the future work.

The eighth part of the report is devoted to a detailed description of the acknowledgments.

The ninth part of the report is devoted to a detailed description of the references.

The tenth part of the report is devoted to a detailed description of the appendices.

The eleventh part of the report is devoted to a detailed description of the index.

The twelfth part of the report is devoted to a detailed description of the glossary.

The thirteenth part of the report is devoted to a detailed description of the bibliography.

The fourteenth part of the report is devoted to a detailed description of the list of figures.

The fifteenth part of the report is devoted to a detailed description of the list of tables.

The sixteenth part of the report is devoted to a detailed description of the list of abbreviations.

The seventeenth part of the report is devoted to a detailed description of the list of symbols.

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The twenty-first part of the report is devoted to a detailed description of the list of maps.

The twenty-second part of the report is devoted to a detailed description of the list of photographs.

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The thirtieth part of the report is devoted to a detailed description of the list of diagrams.



1 crooked dice had been planted, is that what you
2 say?

3 A. I knew it was planted when they
4 were found.

5 MR. WILSON: Q. I think you are directing
6 it now to the open door?

7 A. Yes, to the open door and how
8 they got in. It seems that, as I said, this
9 fellow bet horses and got in debt with them,
10 so they cancelled the debt and were supposed
11 to give him some money. Charles never told
12 me himself but these other people told me,
13 and that Sam Mullie was an important cog in
14 the door.

15 At any rate, he was away picking his
16 nose or something, he wasn't where he was
17 supposed to be, and they were supposed
18 to have offered him a piece of Cocksville.

19 Q. Did he ever get the piece of
20 Cocksville?

21 A. No. After that, that is how
22 all the stories came back. It seems that
23 everybody they had offered things and
24 nobody got nothing, and even Ralph, Ralph
25 was supposed to be their friend, and while
26 he was with us he had gathered up a little
27 bank roll of ten or twelve thousand dollars.

28 So after we closed up he went out
29 to Cocksville and lost it all, and the day
30 he went broke they barred him so now he came



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1 running back with stories. So that is how I
2 gathered the pieces of information together.

3 Anyway, when I got pinched Joe or Sol
4 Gebirtig came to the jail and said, "Listen,
5 Don, you are caught with this bad dice. That
6 is a bad beef. You go to court and plead
7 guilty to the keeping charge and we will
8 drop this other charge."

9 So like a fool I went up and pleaded
10 guilty and I got three months. So Joe, they
11 told me not to worry, that while I was in
12 jail they would keep the club going, and they
13 would see that new help came in and they
14 will keep my brother on and look after my
15 end and that when I came out everything
16 would be all right.

17 So we got pinched, I think it was in
18 the latter part of December, and I didn't
19 want to go to Court till after Christmas
20 and New Year's, so I didn't go to Court
21 for three weeks, around 15th January. So
22 the day I went to jail I said I couldn't
23 keep the club open, we would close it right
24 up and take the screens down and take them
25 to Cookeville, move everything out there.

26 I was in jail for three months. Then
27 when I got out ---

28 MR. WILSON: Q. When you were in jail,
29 did McDermott or Feeley come and visit you?

30 A. No, they sent Ralph to visit me.



1 Q. What was the explanation for them
2 closing down?

3 A. That there was too much heat after
4 the place got pinched.

5 Q. Yes?

6 A. And that when I got out they were
7 going to set me up in another place.

8 Q. During the time you were in jail,
9 did you also have a visit from Inspector or
10 Sergeant Tomlinson?

11 A. Well, now, that is something -- I
12 had a visit from the head of the gambling
13 squad, this Doyle, and I don't know who he
14 was with. I don't know this fellow's name
15 he was with, but there was a visit.

16 Q. Was it Cronin?

17 A. No, it was an Inspector introduced
18 me to him, but I don't recall his name.

19 THE COMMISSIONER: Who introduced you?

20 A. Mr. Doyle.

21 Q. Who was Doyle?

22 A. He was head of the Anti-Gambling
23 Squad.

24 MR. WILSON: Q. Why were they visiting you?

25 A. Now, their object out there, they
26 wanted to know who the "fix" was. At that
27 time I still had faith in Joe and Pete and I
28 said there was no fix on. I didn't know
29 anything about a fix. If I had a fix I
30 wouldn't be in jail. They talked for a while



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1 and then left.

2 Q. Now, while you were in jail did
3 you have any preferred treatment?

4 A. Well, yes, I did have a few little
5 favours.

6 Q. Did anybody tell you before you
7 went in that you would be looked after?

8 A. Oh, yes.

9 Q. Who?

10 A. Joe. Joe told me, as a matter of
11 fact, he said, "If you go in there I will see
12 that you get treated right. You get three
13 months and I will get you out in six weeks."

14 Q. Did he get you out in six weeks?

15 A. No, they forgot about me.

16 Q. What were the special favours
17 you got?

18 A. Well, I was offered, you know,
19 a good job when I got in there and not, like,
20 out in the brickyard or anything. Then I
21 was allowed to wear my own shoes and stockings,
22 which was a great thing in jail, and little
23 things like that -- nothing, you know, too
24 much over anybody else, but just that I
25 was allowed to pick out a job.

26 THE COMMISSIONER: What kind of job
27 did they give you?

28 A. Now, in jail it was what they
29 call a "politician's" job. They are usually
30 given to people with an education that can



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1 type and that, but I couldn't type, so they gave
2 me a job -- actually it was doing nothing. It
3 was checking clothes when they came in, and
4 holding the paper for the sergeant while
5 he fingerprinted people, and just little
6 things like that. Handing out tobacco and
7 things like that. It was actually nothing.

8 MR. WILSON: Q. You say it was Clark
9 that visited you?

10 A. Yes.

11 Q. When you came out did they make
12 good on their promise or did Joe make good on
13 the promise?

14 A. When I came out, like, actually
15 I have always been a bad gambler and I lose
16 money just as fast as I get it. So when I
17 came out I was broke and I went down to
18 see Joe. He said, "You had a hard time.
19 Why don't you take a couple of weeks off."
20 So he handed me a couple of hundred dollars.
21 So in about a week I got restless and I went
22 back and I said, "This can't go on. I want
23 to get back into action." Then he started
24 to stall me around. He said he was going
25 to open a club in the Soo and would I go
26 up there. I said I didn't want to leave
27 Toronto, I didn't know anybody out of
28 Toronto, and I want to stay in Toronto.

29 So he said, "Well, come on out to the
30 club. A lot of fellows owe you money. Come

[illegible]



1 out there and you might be able to collect some
2 money. You can get along with that until we
3 find something to do."

4 So he always talked about he was going
5 to look for a place out on the Kingston Road
6 in the east end where I come from, but this
7 never did materialize.

8 Anyway, I started to go out there and
9 I went up there a few times and I won a
10 few times. So one night I went up there
11 and they wouldn't let me in. They told me
12 to wait until they sent Pete down to talk
13 to me. So Pete came down and he said,
14 "Gee, Don, I wish you wouldn't come in
15 to-night, because we are expecting a visit.
16 We are only letting in a few of our select
17 clientele, you know", or they were letting
18 in a few bad players in case the police
19 came so they would have players around the
20 place. He said, "Come back in a week."
21 So I went back in a week and he came
22 downstairs again and he said, "Gee, we
23 haven't had the visit. He should come in
24 any day. We are just letting in select
25 clientele to-night."

26 So I just happened to drive down the
27 street and I saw a bunch of people I wouldn't
28 even let my game go around, a bunch of
29 people we call "moochers", which is a good
30 word, a whole carload, and I watched fifteen



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1 minutes and some of them came back.

2 So I went to a pay phone and I called up
3 Joe and I said, "Joe, don't give me any more
4 stories. If you don't want me out there,
5 tell me. Furthermore, I don't want anything
6 from you anyway. All I want is what I figure
7 I have coming to me." I said, "I figure
8 you are with me for fifteen months and I
9 gave you \$500 a month. There was fifty-five
10 per cent my money and I want to jail." I
11 said, "I got six or seven thousand dollars
12 coming. Just give me this and forget we
13 ever knew each other." I said, "I will admit
14 you got all my players, but that is my own
15 stupidity for having anything to do with
16 you, but I do want back the money I gave
17 you for nothing."

18 So we argued back and forth for days
19 and things got from bad to worse. Then
20 after they sent people down to see us to
21 tell me to leave them alone.

22 Q. What people did they send down
23 to tell you to leave them alone?

24 A. Well, I would sooner not mention
25 names. Anyway, this one fellow came down
26 to me and said, "Listen, I understand you
27 are having trouble with Joe." I said, "Yes."
28 He said, "I was sent here to give you a
29 message as a friend, to leave them alone,
30 that they are connected with bad people, and





1 if you do bother them, even if you see them on
2 the street don't even talk to them, say "Hello"
3 to them or even nod to them, or you are going
4 to find yourself in bad trouble."

5 So I knew this fellow pretty well. I
6 said, "You know what they did to me?" He
7 said, "I know, everybody knows, but this is
8 just a bad dream, and you will have to take
9 it with a grain of salt."

10 I said, "You go back and tell Pete and
11 Joe that these ~~falla~~ people can't protect
12 them for the rest of their lives. As soon
13 as they break off with them I will be after
14 them."

15 Q. Would you mind writing these
16 names on a paper for the Commissioner,
17 please, the people that came down?

18 A. Actually there is only one that
19 I knew.

20 MR. WILSON: I think I know who he
21 means. Maybe I had better just check to be
22 sure. (Handed) You can give it back
23 to the Commissioner.

24 MR. ROSE: I wonder if I might find
25 out who he means.

26 THE COMMISSIONER: Do you know who
27 that is?

28 THE WITNESS: So anyway, when we got
29 there talking I said, "You know what a bad
30 break I got from them." He said, "Well, this





1 is just something you have got to take with a
2 grain of salt", and I said, "Jeez, I am
3 really in bad shape. I am even losing my
4 car." So he reached in his pocket (I don't
5 know) and he gave me a hundred or two hundred.
6 He said, "I will give you this out of my own
7 pocket. It is just personal." I said, "I
8 don't know when I can pay you back." He
9 said, "It don't really matter. When you
10 have got it, give it to me."

11 THE COMMISSIONER: I am having a little
12 difficulty with the witness.

13 MR. WILSON: Move the microphone a few
14 inches away.

15 THE COMMISSIONER: He gave you a hundred
16 dollars?

17 A. He reached in his pocket and
18 handed me something, either a hundred or two
19 hundred, and I said, "I don't know when I
20 can pay you this back." He said, "It don't
21 really matter. When you have got it, give
22 it to me. It is just personal between
23 you and I", because I have known this fellow
24 for a few years from out of town.

25 MR. WILSON: Q. Well, did you follow
26 the advice this chap gave you about staying
27 away?

28 A. Yes, I did, because just during
29 the time they were trying to get in touch
30 with me I was living at my sister's place and



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1. The first thing I noticed when I stepped out of the car was the cold. It was a sharp, biting cold that seemed to penetrate my very bones. I shivered involuntarily as I walked towards the building. The air was thick with a heavy mist, and the ground was covered in a layer of frost. I could see my breath as I walked, and the sound of my footsteps was amplified in the silence. The building ahead of me was a large, imposing structure with many windows. Some of the windows were lit up, while others were dark. I walked up the steps leading to the entrance, feeling a sense of anticipation. The door was open, and I stepped inside. The interior was warm and well-lit. A receptionist greeted me with a friendly smile. I followed her to a waiting area where several other people were seated. I took a seat and waited. The wait was not long, and soon I was called to a private office. The office was large and comfortable. A man in a suit and tie sat behind a desk, looking at me intently. He asked me a series of questions, and I answered them honestly. He then stood up and walked to a door at the end of the room. He opened the door and stepped out. I followed him and found myself in a large, open space. It was a vast room with high ceilings and large windows. In the center of the room was a large, ornate chandelier. The room was empty except for a few people who were standing near the windows, looking out at the city. I walked towards them, feeling a sense of awe. The city below was a sprawling metropolis, with tall buildings and busy streets. The lights of the city were visible through the windows, creating a beautiful view. I stood there for a moment, taking in the sight. Then, I turned and walked back towards the office. The man in the suit was still there, looking at me. He nodded and said, "Welcome to the company. We are glad to have you on board." I smiled and said, "Thank you very much. I am excited to be here." He then walked back to his desk and sat down. I followed him and took a seat. He then handed me a folder and said, "Here is your employee information. Please fill it out and return it to me." I took the folder and began to fill it out. The man in the suit watched me for a moment and then said, "If you have any questions, please ask me. I will be happy to help you." I nodded and said, "Thank you very much. I will do that." He then stood up and walked to the door. He opened the door and stepped out. I followed him and found myself in the same large, open space. I walked towards the windows and looked out at the city. The view was still beautiful, but I felt a sense of purpose. I knew that this was my chance to make a difference. I turned and walked back towards the office. The man in the suit was still there, looking at me. He nodded and said, "Welcome to the company. We are glad to have you on board." I smiled and said, "Thank you very much. I am excited to be here." He then walked back to his desk and sat down. I followed him and took a seat. He then handed me a folder and said, "Here is your employee information. Please fill it out and return it to me." I took the folder and began to fill it out. The man in the suit watched me for a moment and then said, "If you have any questions, please ask me. I will be happy to help you." I nodded and said, "Thank you very much. I will do that." He then stood up and walked to the door. He opened the door and stepped out. I followed him and found myself in the same large, open space. I walked towards the windows and looked out at the city. The view was still beautiful, but I felt a sense of purpose. I knew that this was my chance to make a difference.



1 I came home, it was Monday morning, and she said,
2 "My God, I don't know who has been trying to
3 get in touch with you, but I got one long
4 distance call about 11.00 o'clock and this
5 phone rang every twenty minutes after that
6 all through the night, kept Ernie up all
7 night with these phone calls, wanting to get
8 hold of you." So I thought to myself, if
9 they go to these pains just to get in touch
10 with me, what would happen if -- I didn't
11 want to have no trouble out there at
12 Florence's, my sister, so I just forget
13 about it. I figured I would just ^{let} /it lie
14 until things changed.

15 Q. Were you fearful that you might
16 come to some physical harm?

17 A. Well, actually it wasn't that
18 so much, but I am from an Italian family
19 and they wouldn't want any scandal or anything,
20 so I merely thought of my family.

21 Q. Now, did you ever after that time
22 make any demand, any further demand on
23 McDermott for the return of that money?

24 A. Yes.

25 Q. When did you do that?

26 A. Now, I heard, read in the paper
27 where they said that I asked ^{them} for money to go
28 away with. I will tell you the story about
29 that. The 26th April -- I know the date
30 because it was my birthday -- at 4.00 o'clock



I have been thinking of you very much lately, and wondering how you are getting on. I hope you are well and happy. I have been very busy lately, but I have managed to find some time to write to you. I have been thinking of you very much lately, and wondering how you are getting on. I hope you are well and happy. I have been very busy lately, but I have managed to find some time to write to you.



1 in the morning I phoned the lawyer and I told
2 him that I wanted to get in touch with Joe,
3 and I more or less explained the case to him.
4 I told him what rate I thought they were
5 and how they doublecrossed me about this
6 money, and I says, "Not only the grief that
7 they caused me years ago, but now I am summonsed
8 down, subpoenaed down to the Crime Commission."
9 I said, "If it hadn't been for them I wouldn't
10 have been even mixed up with it."

11 So he suggested I call later and then --
12 anyway, there was some mix-up and I didn't
13 get in touch. As a matter of fact, it
14 was Wally Rose I called.

15 Q. Wally Rose you were talking to?

16 A. That is why I couldn't under-
17 stand when they mentioned Dave Humphrey,
18 why they didn't say it was him.

19 Q. I am sorry, I can't ---

20 A. When they said, when they
21 mentioned Dave, why they didn't mention him.

22 THE COMMISSIONER: Who was it you
23 called?

24 A. Wally.

25 Q. You didn't call Humphrey?

26 A. No, I called Humphrey the day
27 after I read that in the paper, to clarify
28 the statement that he had made, that I
29 asked him, I said, "Dave, have I talked to
30 you in the last five years?" He said, "Not

[illegible]



1 that I know." I said, "Let us get it clear.
2 Have I talked to you in the last year?" He
3 said, "No." I said, "How did this fellow
4 get up in the stand and say I phoned you
5 and asked you for money?" He said, "Jeez,
6 I can't figure out why they named me." I
7 said, "They don't care who they put in the
8 middle. They would throw their own mother
9 to the wolves to protect themselves."
10 Then we went on to talk.

11 I told Dave I was sorry because it was
12 actually me that had introduced him to this
13 fellow years ago. I said, "I thought I
14 was giving you a break but as it wound up
15 it was a bad break.

16 MR. WILSON: I see it is 1.00 o'clock.

17 THE COMMISSIONER: 2.15.

18 ---Whereupon the hearing adjourned at 1.00 p.m.
19 until 2.15 p.m.

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AA/1/DO'N

1 ---Upon resuming at 2:25 o'clock p.m.

2

3 THE COMMISSIONER: Mr. Simone?

4 MR. WILSON: Where is Mr. Simone?

5

6 ---The witness, Dominic Simone, resumes the stand.

7 MR. WILSON: Q. Back about 1950

8 you had a piece of an operation over in Niagara

9 Falls, Ontario?

10 A. That is right, sir.

11 Q. And that was under the name

12 of the Polo Club of Windsor?

13 A. It was the Polo Club. I don't

14 know ---

15 Q. You called it the Polo Club?

16 A. Yes.

17 Q. Who were your partners in

18 that operation?

19 A. A fellow named Pete Sacco.

20 Q. Pete Sacco. Do you remember

21 if that was 1693 Victoria?

22 A. Really, I don't know the street.

23 It was a street facing the railway track. I

24 don't even know the name of the street. It

25 was over a little novelty shop.

26 Q. I think that would be the

27 address.

28 A. You went in a lane and then

29 upstairs.

30 Q. How long did you operate that



Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. And you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. And that was under the name of the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. It was the Polo Club, I don't

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.

Q. Now, you were in the city of Chicago, Illinois, in 1933?

A. Yes, sir.



1 club with Saezov

2 A. Oh, not very long. I wouldn't
3 say it was over six months.

4 Q. And were there any Americans
5 interested in that operation?

6 A. Not when we had it, no.

7 Q. Did you meet any Americans?
8 Did you meet, for example, Ben Niccoletti?

9 A. Just the once, two or three
10 days before we got raided there, too, these
11 two fellows came in.

12 Q. Who was the other fellow?
13 Dominic Mantel?

14 A. They were just introduced to me
15 as Dominic and Benny. I shook hands and
16 walked out.

17 THE CHAIRSMAN: Q. You say two
18 or three days before you were raided?

19 A. Yes, when we were raided.

20 Q. When were you raided?

21 A. I don't remember. I don't even
22 remember what year it was.

23 Q. You tell us you closed up as
24 a result of the raid?

25 A. Yes, I closed up on account
26 of the raid. It was only something that was
27 going on two or three nights a week, anyway.

28 Q. You say, two or three days
29 before you were raided, what?

30 A. I met these two fellows, just





1 to be introduced to. We were walking along the
2 street and they were walking down and we met
3 and I was introduced to them.

4 Q. By whom?

5 A. I don't^{even} know who introduced me.
6 One of the members of the club there.

7 Q. And you were introduced to who?

8 A. I was introduced to them just
9 as "Dom" and "Benny".

10 Q. Do you know what their last
11 names were?

12 A. I read it in the paper.
13 Actually I wouldn't know them if I seen them.
14 It was just a slight acquaintance, years ago.

15 MR. WILSON: Q. Show him the picture,
16 covering up that name.

17 A. Really, I wouldn't even
18 remember. It was so long ago. It was just
19 a passing acquaintance.

20 Q. Show him Exhibit 261.

21 A. This looks like Benny. I
22 remember there was one short fellow and a tall
23 one. I am not sure which is which. I
24 really never paid any attention.

25 Q. The one in Exhibit 261, you
26 said looks like Benny, is Ben Niccoletti.
27 What did you say about these two? Ben and
28 Dominic?

29 A. They were just introduced to
30 me, that is all. The same as anybody else.



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1 This fellow was walking along the street and
2 I met him and he said, "I want you to meet
3 Ben and Dominic from over the other side."
4 And that is all that was said.

5 Q. When you were there, did they
6 have any interest in the club?

7 A. No. There was talk that there
8 was people who wanted a piece of the game. I
9 didn't want no part of it because it didn't
10 mean that much to me.

11 THE COMMISSIONER: Q. What do you
12 mean, there had been talk?

13 A. People were saying at one
14 time, someone was asking for a partnership in
15 the game.

16 THE COMMISSIONER: Just a moment.

17 MR. WILSON: Q. Were charges laid?

18 THE COMMISSIONER: Just a moment, Mr.
19 Wilson.

20 Q. Someone from across the river?

21 A. They said from the other side,
22 but I dismissed it.

23 Q. I don't care if you dismissed
24 it or not. I want to know what he said.
25 Someone from across the river?

26 A. Yes. If you would let me
27 finish.

28 Q. I want to get this down and
29 then you can finish.

30 A. Okay.



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1 Q. Was asking for a piece of the
2 game?

3 A. Yes.

4 Q. How long was that before you
5 were raided?

6 A. Oh, well, this is, I don't know,
7 maybe a week or two before we were raided. He
8 always used to tell me somebody wanted a piece.
9 I said, "I am not going out there any more."
10 It was too much work, driving out there two
11 or three nights a week. I figured it was
12 more or less a matter of speech to keep him
13 there. They made believe it was something
14 worthwhile.

15 Q. You say this was two or three
16 weeks before you quit, before you were raided?

17 A. Yes. They never mentioned
18 any money or anything.

19 Q. Who raided you? The local
20 police or the Provincial?

21 A. I think Sergeant Anderson.

22 Q. Sergeant Anderson.

23 A. I think it was. I am not
24 quite sure. The Provincial Police.

25 Q. It was the O.P.P., in any event?

26 A. Yes.

27 THE COMMISSIONER: All right, Mr.
28 Wilson.

29 MR. WILSON: Q. And charges were laid
30 against Peter Sacco and Anthony Kasik as a



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1 result of that raid, weren't they?

2 A. I knew there was against Pete.
3 I don't know who the other fellow was.

4 Q. Do you remember Kasik in that
5 operation?

6 A. No. Actually I don't know
7 many people in Niagara Falls other than Pete.
8 It was a matter of going there and being at
9 the game.

10 Q. You weren't charged?

11 A. No.

12 Q. Who supplied the bank over there?

13 A. I supplied the bank roll.
14 That is why I was invited out there.

15 THE COMMISSIONER: Q. Who invited you?

16 A. Pete did.

17 MR. WILSON: Q. You got out of that
18 operation after that?

19 A. Right after that. I come
20 back only for the trial.

21 Q. What did Sacco do after that?

22 A. Actually I lost contact with
23 him.

24 Q. Didn't he open up a game?

25 A. Well, a friend of mine working
26 for me, Reggie Guidogno ---

27 THE COMMISSIONER: Q. What is the
28 name?

29 A. Reggie Guidogno.

30 MR. WILSON: G-u-i-d-o-g-n-o?



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1 THE WITNESS: I think that is it.

2 THE COMMISSIONER: Q. He worked for
3 you while the operation was going on?

4 A. Yes.

5 Q. Where is he from?

6 A. Toronto, here.

7 Q. Mr. Wilson asked you, when
8 you quit there, did Sacco carry on?

9 A. Well, as far as I know, he did.

10 MR. WILSON: Q. Did Reggie ---

11 A. Reggie.

12 Q. Reggie stayed on, did he?

13 A. Yes, he stayed on. Any help
14 we got would mushroom into more help and it
15 was useless to me. I said to Reggie, "Why
16 don't you go to Niagara Falls and see if you
17 can do something? They are going to open a
18 game again." They wanted a patch or a fix,
19 and I said, "There have been fellows bothering
20 me about a fix." You know, they used to be
21 phoning me. I said, "You go out and see them
22 and whatever you can do, do it for yourself."
23 And I was speaking to Reggie a few years later,
24 and he said that they had doublecrossed him.
25 They promised him a piece of the game and only
26 gave him a watch and eventually they fired
27 him.

28 Q. Wait a minute, you are ahead
29 of me. Who is "they"?

30 A. Joe and Pete.





1 Q. That is Feeley and McDermott?

2 A. Yes.

3 THE COMMISSIONER: You have lost me.

4 MR. WILSON: I put it another way and
5 said, "You are ahead of me".

6 Q. What part did Feeley and
7 McDermott have there in that operation?

8 A. I can't really say anything
9 about that. I know they just had a partnership
10 in it. They had no part of our game that I
11 was in with Pete.

12 Q. After you left?

13 A. After I left, after I was raided.

14 THE COMMISSIONER: Q. Somebody told
15 you?

16 A. Yes.

17 Q. Who told you?

18 A. Nobody individually. It was
19 common talk.

20 Q. Who was among the common talkers?

21 A. Fellows who would come to our
22 game.

23 Q. Who, for instance?

24 A. Really, I don't know. You know
25 how gossip is. Actually, gossip among the
26 gambling world is just the same.

27 Q. This is after you left?

28 A. Yes.

29 Q. This Sacco, he would know?

30 A. He would know, but he never got



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1 in touch with me.

2 Q. Never mind whether he did or
3 didn't get in touch with you. Your information
4 is that after you quit, Sacco carried on with
5 Reggie?

6 A. I didn't say "Sacco". I
7 said the game carried on. Whether Sacco had
8 anything to do with it or not, I don't know.
9 I was led to understand that other people were
10 trying to start a game in Niagara Falls at
11 that time. Whether Sacco had anything to do
12 with the game or not, I don't know. I know
13 he was in with me and I sent Reggie out there.

14 Q. Where is Reggie now?

15 A. I haven't seen him for four
16 or five years, and previous^{to} that he was
17 telling me, about a year before that, what a
18 bad break he was getting.

19 Q. Never mind about seeing him
20 four or five years ago. Is he around the city?

21 A. I imagine so. I never heard.
22 I read in the paper he got stabbed one night
23 in an apartment, a couple of years back. I
24 don't know what it was all about.

25 THE COMMISSIONER: Mr. Wilson, do
26 you know whether he is around these parts?

27 MR. WILSON: No, I don't know, Mr.
28 Commissioner. I will find out.

29 THE COMMISSIONER: If you can find
30 out, you had better get him.

[illegible]



1 MR. WILSON: Q. Did Reggie go to
2 work at Niagara Falls?

3 A. They got rid of him out there
4 and told him they would get him a job in
5 Cookeville. Eventually he got put out. He
6 was a croupier at one time, and after that he
7 was parking cars and he was quite put out about
8 that. After, they got him out of Cookeville.

9 Q. Did McBernett ever say
10 anything to you about the Jordan Club?

11 A. No. I met the original
12 fellow who owned it.

13 Q. Who was that?

14 A. Some Jewish fellow. I don't
15 know. I knew him. He died. I know his
16 nickname.

17 THE COMMISSIONER: Q. What was his
18 nickname?

19 A. We called him Jordan when he
20 came to the game. He told me he lost his
21 money at Cookeville and eventually lost the club
22 to them.

23 Q. To whom?

24 A. The game out at Cookeville.
25 They were, at that time, located over the Town
26 Restaurant on Eglington, near Bathurst.

27 Q. Do you remember the nickname
28 of this fellow?

29 A. We used to call him Jordan
30 when he came out.



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AA/3

1 Q. Do you think you could recall
2 his name?

3 A. No, I wouldn't know it. We
4 have so many people by nicknames. I have
5 even had people asking me if I know a certain
6 fellow and I would not know him and I would
7 run into him and would find out I had known
8 him all my life.

9 MR. WILSON: Q. You have been around
10 in the gambling circles for the last twenty-
11 five years. Did Americans ever get interested
12 in these gambling clubs in the last twenty-five
13 years?

14 A. They never did, to my knowledge.

15 Q. Did they try?

16 A. This Feeley and McDermott
17 explained they said they had a partnership.
18 They didn't say who it was, but I took it for
19 granted.

20 THE COMMISSIONER: Q. Who told you
21 they had a partnership?

22 A. The fellow that came to see me.
23 When they told me to leave what's-his-name
24 alone.

25 Q. I see. That is the name you
26 wrote down this morning?

27 A. Yes. There was a g big interest
28 but I was told they were bad people to do business
29 with and I took it for granted it was someone
30 on the other side.



Q. Do you think you could recall

A. No, I wouldn't recall it, no

have so many people by themselves, I have

even had people asking me if I knew a certain

fellow and I would not know him and I would

not know any more than that I was

not in the

Q. Did you ever see

in the building which was the

five years. Did Americans ever get interested

in these gambling clubs in the last twenty-five

years

A. They never did, to my knowledge.

Q. Did they try?

A. That Teoley and Robertson

explained was only one of the

They didn't say who it was, but I took it for

granted.

THE COMMISSIONER: Q. Who told you

that was a

A. The fellow that came to see me.

When they told me to leave what's-his-name

alone.

Q. I see. That is the name you

heard was

A. Yes. There was a big interest

but I was told they were had people to do business

with and I took it for granted it was someone

on the street.



1 THE COMMISSIONER: Can you hear the
2 witness?

3 MR. ROSE: No.

4 THE COMMISSIONER: Q. Raise up the
5 microphone so we will have a bigger volume.

6 Could you raise your voice a little?
7 Don't put your hand on it. Stand back and
8 raise your voice.

9 This man -- is there any reason why
10 you don't want that man's name disclosed to
11 the public?

12 A. Well ---

13 Q. What is the reason, if any?

14 A. There are reasons, I suppose.
15 I don't know why. I just don't want to, that's
16 all. I have ~~known~~ known the fellow for many
17 years and he never did me any harm and he
18 never did me any good. I would sooner not
19 get involved with it.

20 Q. This matter of not having
21 the name made public could raise a lot of
22 speculation as to who it is, and maybe speculation
23 is worse than if you did name him.

24 A. Actually, I suppose those
25 interested would know who he is anyway.

26 Q. If they do, then, ^{is} there any
27 reason why?

28 A. I wouldn't want it to be public.
29 You never can tell. You don't know what might
30 happen.



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1 Q. Might happen tonight? To you?

2 A. Not to me. For instance, now,
3 a few months later we were getting some funny
4 calls. I don't know who was making them.
5 People phoning my wife and saying, "You better
6 tell your husband to keep in line and to look out".
7 As a matter of fact, she had a nervous break-
8 down. I never did find out who it was.
9 We were always getting funny calls coming into
10 our house for a while after.

11 Q. For a while after what? After
12 the man came to see you?

13 A. After the Commission started
14 and I was told to come down here to an interview.

15 Q. I see. After you had been
16 interviewed down here?

17 A. Yes.

18 Q. After you had been interviewed,
19 you began to get funny telephone calls?

20 A. Yes, people phoning up with funny
21 stories. One night someone told my wife
22 "Is your husband home?" and she said, "No".
23 And he said, "You better tell him to get in
24 line or he might end up in serious trouble".

25 Q. How often did that happen?

26 A. It happened quite steady for
27 two or three weeks, and then it stopped. I
28 made it known that I wasn't worried about them.
29 I didn't care what they said.

30 Q. Were these calls during the day



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1 or the night?

2 A. They would come sometimes in
3 the evening and sometimes in the afternoon.

4 Q. Did you ever answer the phone?

5 A. I even answered it.

6 Q. Was it a man or woman?

7 A. Always a man. The same voice.
8 Whether it was somebody being smart or not, I
9 don't know.

10 Q. Speak up.

11 A. Whether it was somebody being
12 smart or not, I don't know.

13 Q. Well, in any event, the substance
14 of it was, you had better keep in line?

15 A. Yes. That was it, more or
16 less.

17 Q. All right. Well, how did
18 the word get out that you had been interviewed
19 down here earlier?

20 A. That is something I will
21 never know.

22 Q. Did you tell anybody?

23 A. Well, I told my brothers and
24 intimate friends, that's all. I told them I
25 had been subpoenaed. I didn't say when I was
26 going down or how I was going down or when I
27 was going down. Actually, I didn't know, myself.
28 I got a subpoena and the subpoena read the
29 5th of April, but I didn't even get the subpoena
30 until the 10th of April.



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1 Q. After you had been inter-
2 viewed down here, my question was, did you
3 tell anybody that you had been interviewed?

4 A. Yes, I did.

5 Q. Who were they?

6 A. Well, really I don't know who
7 I told. I told a few people around. We got
8 talking about the Commission and they said,
9 "When are you going down?". I said, "I have
10 been down." They said, "What happened?"
11 I said, "Nothing." They asked me a few
12 questions and that is all." That is all that
13 was said about it. I never thought it
14 was any secret or anything. I just told them
15 there was nothing said. I never said
16 anything. They just asked a few questions
17 and that is all, with regard to the clubs.

18 THE COMMISSIONER: All right.

19 MR. WILSON: Q. Well, to your
20 knowledge, did any American interests --
21 were they successful in getting hold of any
22 club?

23 A. Actually, I can't swear to that.
24 I am not sure.

25 Q. Do you know of any Americans
26 who are or have been in any of the gambling
27 going on in this area in the last ten years?

28 A. No.

29 Q. Now, what do you know about
30 organized crime in this area?



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1 A. Well, that is something again.

2 As I say ---

3 THE COMMISSIONER: Q. Do you know
4 what is meant by "organized crime"?

5 A. I know, like syndicates.

6 Q. That is part of it.

7 A. As far as I can see, I don't
8 think there was too much of it really got
9 under way. Toronto has always been a town
10 that everybody minded their own business and
11 nobody minded anybody else's business. But
12 after that meeting I told you about at the
13 Prince George I kind of surmized it was getting
14 to that.

15 Q. You have told us about that.

16 A. That is where I met that
17 fellow.

18 Q. How did you get to the Prince
19 George?

20 A. That is when they kept calling ---

21 THE COURT REPORTER: I beg your
22 pardon?

23 MR. WILSON: "That is when they
24 kept calling all night."

25 THE WITNESS: And that is where I
26 was told to meet them.

27 THE COMMISSIONER: Q. You got a
28 telephone message at your house that you
29 were to meet somebody at the Prince George
30 Hotel?



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1 A. Yes.

2 Q. Did you go to the Prince George
3 Hotel?

4 A. Yes, I did.

5 Q. And how many people did you
6 meet there?

7 A. Well, there was four or five
8 of us sitting around the bar, but only one
9 fellow came over to speak to me.

10 Q. That is the man's name you
11 wrote down this morning.

12 A. And when he did call me down
13 there at that time, I was trying to collect
14 this money, and I knew this fellow had animosity
15 with them, and I figured he wanted to go out
16 with me or something. I figured he wanted
17 to help me collect the money, and I nearly
18 fell over when he told me that. He was
19 delivering a message.

20 Q. Tell us what the message was,
21 again?

22 A. These fellows are connected
23 with somebody, some people that were bad people.
24 Meaning rough people.

25 Q. These fellows, being whom?

26 A. He didn't -- he wouldn't tell
27 me.

28 Q. I suppose all of the fellows
29 from whom you were trying to get your money?

30 A. Like fellows, I mean McDermott

AA/4



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1 and Feeley.

2 Q. They were connected with what?

3 A. With some very bad people and
4 they had sent him down with a message to tell
5 me not to bother them any more and not to
6 even phone them. And if I seen them on the
7 street, not to nod to them or let on I knew
8 them or anything or that. And I said,
9 "You know what they did to me. They busted
10 my game and broke me." I said, "I don't
11 want nothing for me. That is my own stupidity,
12 but I want something that I figured was
13 coming to me." It is, ^{just} the the way as if I
14 bought a car, I would want something for my
15 money. That's no good. I wanted something
16 back. I was paying for protection and I got
17 no protection and I went to jail. I figured
18 I should get paid for that. He said, "I feel
19 sorry for you, but there is nothing I can
20 do for you. I am just taking a message and
21 you take a tip from me and heed the warning."

22 Q. Take a tip?

23 A. I said I was broke and he
24 said he could give me \$100 or \$200. I said,
25 "I don't know whether I can pay you back." I
26 was really down in the mouth then, and he said,
27 "It don't matter, it is just a personal debt
28 between you and I."

29 Q. I see. Now, have you laid
30 off since then?





1 A. I told him, when we separated:
2 "One thing about this, these people won't
3 be nursing them the rest of their lives."

4 Q. Won't be what?

5 A. Nursing. Looking after them.
6 I said, "These people they are connected
7 with won't be able to nurse McDermet and
8 Feeley the rest of their lives." I said,
9 "As soon as they get through with that, I
10 will go after them again." And he said,
11 "It is up to you".

12 Q. Have you been after them since
13 then?

14 A. Actually I haven't been able
15 to contact them except that night I went to
16 contact Mr. Rose in the middle of the night.
17 I read in the paper about something that
18 happened and I phoned Mr. Rose and he said,
19 "I will give them a call and see if they
20 will get in touch with you." But they
21 never ever come to see me.

22 THE COMMISSIONER: All right.

23 MR. WILSON: That is all.

24 THE COMMISSIONER: Mr. Hogg?

25

26

27

28

29

30



1 EXAMINED BY MR. HOGG:

2 Q. Mr. Simone, you were talking
3 about the raid that closed up the game you
4 had, and how those dice were planted there.
5 Now, would you just describe, for our benefit,
6 how this game was operated?

7 A. Well, in what way?

8 Q. Well, let us start off --
9 presumably there is a table that you throw
10 the dice on?

11 A. The table was a pool table,
12 a 6 by 12 pool table.

13 Q. Did you have a croupier?

14 A. Three.

15 Q. And they had sticks?

16 A. No, just the man in the middle
17 had a stick.

18 Q. Pardon?

19 A. Just the man in the middle
20 is the man with the stick. There is a
21 croupier here and there is one at that end
22 and one at that end. The one in the centre,
23 he is the only one with the stick.

24 Q. We have a pool table and a
25 man at each end and one man with a stick?

26 A. Yes.

27 Q. And how were the dice thrown?
28 In a cup or glass?

29 A. Out of a paper cup.
30





1 Q. Out of a paper cup. And
2 the people engaged in the game would stand
3 around the table?

4 A. That is right.

5 Q. Now, on an average night, if
6 I can use that term, how many people would be
7 standing around?

8 A. This particular night there
9 was quite a crowd because it was a Christmas
10 banquet and there was over 130 or 150, something
11 like that.

12 Q. Not everybody would be playing?

13 A. No, about 75, 80 people
14 standing around the table.

15 Q. And you would be standing
16 around, watching?

17 A. I was opposite the man with the
18 stick.

19 Q. And the people gambling there
20 would be near the table and, no doubt, would
21 have their friends behind them standing
22 around?

23 A. Yes, there were three people
24 deep. You couldn't get near it.

25 Q. And I understand the people
26 playing are privileged to ask for a new set
27 of dice?

28 A. In any bank game they don't
29 have to ask. They can take the dice off the
30 table and put them in their pocket any time



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1 they want to.

2 Q. And if they wanted to examine
3 the dice they could do so?

4 A. As I said, any time they want
5 to, they can put them in their pocket.

6 Q. And if that wasn't allowed,
7 you wouldn't have many people going to the
8 games?

9 A. No.

10 THE COMMISSIONER: Q. Suppose they
11 did that? Where did the new dice come from?

12 A. You have several pair of dice,
13 maybe twelve, fifteen pair of dice a night.
14 Lots of times we change them, not on the
15 player's request but on our own. Because
16 in a bank game, the odds are so fine, and if
17 the dice are chipped at all it will put them
18 off. If the dice become chipped, we change
19 them ourselves and we give them to a customer,
20 whoever wants them.

21 MR. HOGG: Q. There is a number of
22 them and they can check that number with the
23 number on the paper so they will know there
24 is nothing going on?

25 A. Yes.

26 Q. There would be no advantage
27 of you having a crooked set of dice?

28 A. No, there would be no advantage.
29 You can't make any money by running a crooked
30 game.



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1 Q. Even apart from that.

2 A. No.

3 Q. Not with the type of operation
4 you had, with the bets being made for and
5 against the roller?

6 A. That is right.

7 Q. It wouldn't help you if you
8 had a crooked set of dice?

9 A. It would harm us.

10 Q. I am not talking about the
11 public relations aspect of it, but actually
12 about making money.

13 A. That is right. The players
14 that came to our game, in any bank game, they
15 are allowed to bet both ways. Right and wrong.

16 Q. And you say that this set
17 of dice that was planted was the phoniest set
18 of dice, with the threes and fours?

19 A. Yes.

20 Q. They weren't loaded or
21 magnetized?

22 A. Not loaded and not bevelled.
23 Just mis-spotted dice.

24 Q. In half a second you could
25 have spotted them for phonies?

26 A. Yes.

27 Q. That would go to the roller's
28 benefit, wouldn't it? He would roll seven
29 the first time?

30 A. Yes, and it would also help





1 the outside better. It couldn't do us any
2 good.

3 Q. Exactly. Now, when the
4 police came and said they had found these
5 dice on you, did they ask you to take off
6 your shoes?

7 A. Oh, no.

8 Q. Or your socks?

9 A. No.

10 Q. They just suddenly produced
11 these dice?

12 A. They come running in, and as
13 I say, there was pretty near 75, 80 people
14 around the table and I was on the opposite
15 side, here. To come into the room, they had
16 to come in facing me.

17 Q. They were obviously looking
18 for Dominic Simone?

19 A. Yes. My brother looks a little
20 like me and they grabbed him first and said,
21 "Are you Dominic?" and he said, "No." And
22 they come running around the table and grabbed
23 me. At that time Eddie MacDonald was at
24 the club and he came over to me and he said,
25 "Do you want to give me anything?". I think
26 he wanted to get hold of the money on the
27 table and maybe help himself, I don't know.

28 THE COMMISSIONER: Who is Eddie
29 MacDonald?

30 A. It is a fellow who has been in jail.



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1 Q. One of the MacDonald brothers?

2 A. One of the MacDonald brothers.

3 I don't really know. I didn't pay too much
4 attention.

5 MR. HOOB: Q. He is doing time in
6 jail now?

7 A. He came running around the
8 table and said to the players, "Look what
9 you have been playing with."

10 Q. He announced this to the
11 players?

12 A. In front of everybody. In
13 front of 80, 90 people. "Look what you have
14 been playing with. This is the kind of
15 people you are doing business with." There was
16 a couple of people, like wrestlers -- Bunny
17 Dunlop, he said he had lost thousands and
18 thousands of dollars and he was trying to
19 get his back. He was putting on a big act.
20 As a matter of fact, he said he was going
21 to sue me or something, and that is when
22 Saul Sebertig suggested to me I should go
23 to court and explain to the magistrate about
24 the dice not belonging to the game and clear
25 my name in that and go and plead guilty ---

26 Q. He suggested you, to use
27 the vernacular, "to cop out"?

28 A. Yes. He said to cop out and
29 clear my name. When I was pinched, there
30 were headlines, and when I was cleared, it was



[Faint, mostly illegible text, likely bleed-through from the reverse side of the page. The text appears to be organized into paragraphs and possibly a list or index.]

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1 two or three lines on the third page or
2 something.

3 Q. I want to ask you a few
4 questions about your recollection of the
5 raid. You know Sergeant Cronin?

6 A. No, I don't really.

7 Q. You know of him?

8 A. Yes, I knew of him.

9 Q. Was he in that raid?

10 A. I don't know. The only one
11 I know that was there, was an old friend,
12 Von Zuben.

13 THE COMMISSIONER: We can learn who
14 was on that raid, Mr. Wilson?

15 MR. WILSON: Definitely, Mr. Commissioner.
16 We have got that here.

17 MR. HOGG: I wonder if I could have
18 that?

19 THE COMMISSIONER: Let me see that.
20 Have you got a better copy than this? This
21 one would blind me.

22 MR. WILSON: We have got a better
23 copy. I can't read my copy. This is the
24 original. I think you will be able to read
25 this one. (Pause)

26 MR. HOGG: Q. Mr. Simone ---

27 THE COMMISSIONER: Just a moment,
28 please. (Pause)

29 THE WITNESS: May I have a glass of
30 water, please?



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1 THE COMMISSIONER: Yes. Get the
2 witness a glass of water. All right, Mr.
3 Hogg.

4 MR. HOGG: Q. Were there people there
5 that night who managed, to your knowledge, by
6 some means or other, not to be charged?

7 A. Well, there was a lot of
8 people downstairs watching television. As
9 I say, it was a Christmas party.

10 Q. Was there anybody upstairs
11 who managed to sort of ---

12 A. Sneak out? Well, Ralph Clark
13 hid someplace. They didn't find him. And
14 they got him at home a few days later. I
15 know where he hid downstairs. He got away.
16 I don't really know of anybody else upstairs.
17 I couldn't even figure out why they charged
18 me. There was 125 other people and nobody
19 outside seen the game. Somebody had to
20 give that information. I don't know who put
21 the dice there, but I know why they were
22 there.

23 Q. Why was that?

24 A. I found out later, to my
25 knowledge, as I said, McDerzmet and Feeley had
26 a bad time getting a game going and they were
27 trying to get my clientele. It seems, when
28 I was in jail, they kept bringing this up to
29 the people about the dice. If the dice
30 fall on the floor, someone would come up with





1 them and they would wisecrack: "What do
2 you think this is? Simone's game?" They
3 kept putting it in everybody's mind they had
4 been cheated.

5 Q. When?

6 A. When I was in jail.

7 Q. Your information was that
8 they had set you up. They wanted to knock
9 you out of the business and take over your
10 operation? It is the only way they could
11 get going. A. Either that, or they had to go
12 along with me, and we didn't get along, or
13 else put me out of business.

14 Q. And they succeeded in that?

15 A. Very well.

16 Q. I believe you told us it
17 wasn't only necessary for the police to have
18 the information to arrest you and get the
19 evidence at that time, but there would have to
20 be some laxity, to use a charitable word;

21 A. That is right.

22 Q. So far as your security measures
23 were concerned?

24 A. That is right.

25 Q. Because it would have taken
26 you how long, Mr. Simone, to dispose of the
27 evidence if you knew the police were coming?
28 You heard them hammering at the door.



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A. Actually, the way the place is set up, if everything had gone to order, they couldn't have gone into the place for twenty minutes, and we could have been home in bed. At that time we could have got rid of everything in five minutes, because we were ready to play cards, and there could have been a card game going within a few minutes.

Q. Now, had you had any warning of raids prior to this? You told us about the one, when in fact the police did come. Were there any other warnings than the raid where you were closed down?

A. For a definite time?

Q. Yes.

A. No, just that one night. There might have been others, but we never closed for any period of time, like, for say two days, or anything.

Q. I mean, when you expected the raid?

A. Just that one night, if I recall, I am pretty sure it was just the one.

Q. And at that one time, there was no question about it, that McDermott's evidence -- knowledge about a raid was accurate?

A. Very well.

Q. Now, I was intrigued by your



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1 evidence that they had, first it was a twenty-
2 five per cent, and then they got forty per
3 cent for the game?

4 A. Yes.

5 Q. How did that come about?

6 A. Well, they would start off with
7 twenty-five, and more or less, just to get
8 in, they offered to take anything. Once
9 they got in there they kept saying, "Well,
10 we want a little more, you know, because
11 there are three of us", this, that and the
12 other, and then I gave up a little of
13 mine, and I said to Sam -- he had ten per
14 cent, and then some way he said, "We will
15 give ^{Sam} ten per cent off the top", so actually
16 it only amounts to six per cent, you see,
17 so they consumed his ten per cent, and that
18 is how they wound up with forty. Actually,
19 it wasn't really forty, mine was really
20 fifty-five. As I say, when we count the
21 money, and we come to this arrangement,
22 instead of saying one thousand, we would
23 say eleven hundred, and Sam would get one
24 hundred off the eleven hundred, and the
25 rest was cut up.

26 Q. They were making about a thousand
27 a week on the average?

28 A. I imagine the game paid off at
29 least ten thousand a month, at least.

30 Q. This was above expenses?



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1 A. We had -- (inaudible) --

2 THE COMMISSIONER: What was that?

3 A. We never count expenses. That
4 comes after winning or losses.

5 MR. HOGG: Q. You had been at the Cooksville
6 club on occasions?

7 A. Oh, yes.

8 Q. How would the size of the operation
9 at your place compare with the Cooksville
10 operation?

11 A. Well, when I was there, they never
12 had -- not even before -- you mean before I ---

13 Q. When they started the Cooksville
14 club up in Garden Road?

15 A. They weren't getting any. They
16 would be lucky to get one or two days a week.

17 Q. Once they got moving, and got
18 the clientele, they began to get ---

19 A. They took over all our clientele,
20 all our members went down and joined out
21 there.

22 Q. Plus their own?

23 A. Yes, but they weeded out a lot.
24 They weeded out a lot of the small people
25 they didn't want in there.

26 Q. At the height of the operation out
27 there, can you estimate what they probably
28 would be taking in per week?

29 A. I would not answer that, that is
30 something ---



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1 THE COMMISSIONER: He says he can't.

2 A. That is something I could not
3 possibly figure out, you know, I have heard
4 some stories ---

5 Q. Never mind the stories, you cannot
6 figure it out?

7 A. No, it is impossible to figure it
8 out.

9 MR. HOGG: Q. You were asked by the
10 Commissioner about the name of the man that
11 started the Jordan Club, and I believe you
12 said the nickname was Jordan?

13 A. Yes.

14 Q. Does the name ~~SEAGAN~~ Gorkin
15 ring a bell?

16 A. I think that was it.

17 Q. That was the fellow?

18 A. Yes, he was a tall fellow, about
19 six feet high, and balding.

20 Q. When did ^{Gorkin} ~~SEAGAN~~ -- when did he ---

21 A. At one time when I had this club
22 he had asked me if I was interested in buying
23 his club, and I said, "Oh, no, I am not", and
24 then I seen him two or three years later -- it
25 may be a year later, and he said, "You know,
26 I finally lost that club, I lost money out at
27 Coaksville", so, I ---

28 THE COMMISSIONER: What is ~~SEAGAN~~ Gorkin's
29 first name?

30 A. I don't know.



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1 MR. HOGG: I think we may have a record
2 of that, Mr. Commissioner.

3 A. At that time the club was over in
4 Eglinton across from the Norton Theatre.

5 THE COMMISSIONER: Yes?

6 MR. HOGG: Jack Gorkin.

7 A. I really wouldn't know, we meet
8 so many people, we would not know who is
9 who, anyway.

10 Q. Now, certainly the protection
11 that Feeley and McDermott had, you say they
12 sort of dropped hints concerning Van Zuben
13 and Cronin?

14 A. They openly discussed Cronin.

15 THE COMMISSIONER: What?

16 A. They openly discussed about Cronin.

17 MR. HOGG: Q. They had conferred with
18 him?

19 A. They tried to impress on me that
20 they had some people -- and they get curious,
21 and ask them, and they would kind of, you
22 know, drop a hint like Van, or Van Ruby, or
23 something, but they would not come out and
24 tell me.

25 Q. What did they say about Cronin?

26 A. Well, he did not have too much --
27 they just let me know, you know ---

28 Q. Did they mention anything about
29 the amount he was getting?

30 A. No, they said they were paying

[illegible]



1 four hundred a month, and I more or less took
2 it for granted that the four hundred was going
3 to him.

4 THE COMMISSIONER: What was the \$100
5 going to Gebirtig for?

6 A. They claimed that the charter
7 had to be kept in order at all times, and
8 Gebirtig would see that the charter was
9 always up to date and in order.

10 MR. HOGG: With reference to the charter,
11 did you ever see this charter?

12 A. Yes, I seen it, we had a copy,
13 a photostat thing, the lawyer had the copy of
14 the charter, and I think we had the photostat.

15 THE COMMISSIONER: Was that Gebirtig?

16 A. No, this was Sam's lawyer, some
17 man in Parkdale. This charter had been
18 used about four or five years.

19 Q. On Yonge Street?

20 A. Yes, but it had been dormant.

21 MR. HOGG: Wasn't it cancelled in 1945,
22 or '46?

23 A. Cancelled? I don't really know.
24 I knew it had been dormant, and they went
25 down, and it cost nearly \$100 to bring it
26 up to date, and when we thought of the club --
27 we were going to buy a charter -- this Sam
28 says, "I have the charter, I think it is
29 still good", so we went and seen his lawyer
30 near Close Avenue and Queen there, and we





BA/2

brought it up to date, anyway.

Q. Who was bringing this charter up to date?

A. This lawyer at Close and Queen -- I never enquired as to his name.

Q. And Gebirtig was getting \$100 a month to keep the charter in order?

A. Yes.

Q. Was he a member of that club?

A. He would come up with us, and then would leave before anybody got there. I never had too much to say to Gebirtig. He would talk to the secretary, more or less.

Q. You never had an occasion to go to his office?

A. No, I never had anything to do with him any way. I had a dealing with him years ago when we were kids.

Q. Did you ever heard McDermott or Feeley make any suggestions and say anything about having any political connections?

A. No, as I say, we were not too friendly, and they did not discuss too much, the only thing they would discuss with me is when they were trying to impress me, when they got in there, in order to get into the game.

Q. Do you know what happened to the charter after your club was closed?

A. I understand it was cancelled. I



1 don't really know, because as I say I went to
2 jail. I don't know what happened after I
3 went.

4 Q. Was there any membership list
5 kept?

6 A. Yes, well -- that was the secretary's
7 job out in the front. He had the membership,
8 and it seems ---

9 Q. There was the secretary, and
10 Gebirtig would look after it?

11 A. Yes, Charles -- Charles was the
12 secretary.

13 Q. This would be a phony list, in
14 the event that this was something ---

15 A. It was only a phony list in the
16 sense everybody was a member that came in,
17 the only phony part of it was they didn't
18 pay any fees, they got a receipt but they
19 did not pay any fees.

20 Q. Who issued the receipt?

21 A. The secretary.

22 Q. The secretary?

23 A. Yes.

24 Q. And the secretary and Gebirtig
25 would look after -- would issue the receipts --
26 there was no money paid?

27 A. No, you see, at Gebirtig's
28 suggestion we used to give Charles money to
29 keep in his pocket in case the police did
30 come in and ask where the money was.



THE GOVERNMENT OF INDIA

MINISTRY OF DEFENCE

OFFICE OF THE SECRETARY

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1 Q. And Gebirtig's suggestion was that
2 they had better have something to show the
3 police?

4 A. That is how I knew, how I figured,
5 how I knew there was something wrong, because
6 we gave George three or four hundred dollars,
7 and after that, after I got out, I said,
8 "Where is that money?" He says, "I gave it
9 to this other fellow." I said, "What did you
10 give it to him for, you are supposed to have
11 that in your pocket for when the police come."
12 And he never had any ---

13 Q. Did Gebirtig have any other
14 suggestions to help this operation run along?

15 A. The only suggestion he had was
16 that I should go and take the fall and clear
17 everybody else.

18 Q. He did not act for you?

19 A. No, W.E. MacDonald did.

20 Q. Whose idea was that?

21 A. McDermott's.

22 Q. Who was acting for McDermott?

23 A. That afternoon I went out there,
24 Mr. MacDonald -- I don't know if he meant to
25 say it or not, but he got kind of quizzing
26 me and saying, "Are you sure you were not
27 told to open up that night?", and I said,
28 "Nobody told me nothing." And then one day
29 he suggests to me, he says, "If I were you
30 I would sooner go and hire Arthur Martin, I





1 don't even like this case, I don't like to
2 defend it." In other words, he was trying to
3 tell me in some sort of way or another that
4 there was something the matter, because even
5 I said -- I told him that I had never had no
6 phone call, and he said, "Maybe you want to
7 have another man", and I said, "No", and
8 something more or less seemed to be doing,
9 and he didn't say, and I said, "I am satisfied
10 with you", and I could have saved myself that
11 if I had known, I could have pleaded myself.

12 THE COMMISSIONER: Excuse me a moment.
13 Did Mr. MacDonald act for you before?

14 A. No.

15 Q. How did it come about that he
16 acted for you on this occasion?

17 A. McDermott suggested him, because
18 he was up there from New Toronto.

19 Q. Who did McDermott make that
20 suggestion to?

21 A. To me, pardon me, McDermott's and
22 Gebirtig's suggestion, but McDermott suggested
23 for me to see him, because I said to Gebirtig ---

24 Q. You will have to speak louder,
25 please.

26 A. I said to Gebirtig ---

27 THE COMMISSIONER: It is probably my
28 fault, Mr. Reporter, he is facing me. Will
29 you turn around, witness, and speak out more
30 clearly. How did it come about that you got



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1 to MacDonald?

2 A. It seems that I cannot talk to his
3 face -- I have a habit to talk to people that
4 are asking me questions. When I got pinched
5 I said -- Gebirtig said to me, "You had better
6 plead guilty, and keep everybody else out of
7 trouble, and you will clear your name." And
8 I said, "Are you going to appear for me?",
9 and he said, "No." And, I said, "What's
10 his name?", and he said, "W.B. MacDonald is
11 a very good lawyer."

12 Q. Yes?

13 A. "And he will get you off --
14 (inaudible) --"

15 THE COMMISSIONER: What was that?

16 A. I was in a fog, and I would go
17 along with anything.

18 Q. Yes?

19 A. It was so -- I was -- I followed
20 his suggestion -- I was in the dark.

21 Q. All right.

22 MR. MOORE: Did Mr. McDermott pay your fees
23 at that time?

24 A. Well, Ralph Clark came to the
25 lawyer's with me, and when I went in, he said,
26 "Have you got that thousand dollars for me?"

27 THE COMMISSIONER: Who?

28 A. MacDonald, and he said something
29 like, "You tell Joe I am not going to do anything
30 until I get all my money."



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1 Q. Was a considerable amount of money
2 seized by the police in this raid? Was it
3 recovered after, or was there a ---

4 A. Actually, there was a little
5 money left in the bank, right after we paid
6 the lawyers and everybody's funds there
7 wasn't much left.

8 Q. What happened to the thousand odd
9 dollars you had in your hand?

10 A. That went towards the funds, but
11 I think it was found when I was convicted --
12 (inaudible) ---

13 THE COMMISSIONER: What?

14 A. Actually, there was one hundred
15 found when I was convicted, or close to one
16 hundred.

17 Q. And did the club ---

18 A. We paid everybody's funds.

19 MR. HUGH: You got three months on this?

20 A. Yes, I did, sir.

21 Q. And is it some time before that
22 you had been in trouble before that?

23 A. Actually I had been knocked off
24 several times, but it must have been four or
25 five years previous to that. But I had
26 never been convicted for anything else other
27 than that.

28 Q. I know that, I am not suggesting
29 that you have. At that time, that was sort
30 of a stiff sentence?



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1 A. I thought it was too. All I was
2 interested in was trying to clear my name,
3 because the way they put it up to me, they
4 would carry on and everything would be all
5 right when I came out.

6 Q. Was anything mentioned about these
7 dice at the trial?

8 A. Yes, it all came out, and how it
9 was impossible to have him use the guns,
10 because there was so many people there,
11 experienced gamblers and all, and it was an
12 impossibility to use it.

13 Q. Has that report been entered as
14 an exhibit?

15 THE COMMISSIONER: No, it has not yet
16 been proved.

17 MR. HOGG: I think that is a document
18 which might be of some interest and should be
19 filed.

20 THE COMMISSIONER: We can get it proved
21 later.

22 MR. HOGG: Has McDermott or Feeley
23 ever suggested or dropped any hints that they
24 had patches in the other place, in addition
25 to the Ontario Provincial Police?

26 A. No, they said that they were
27 getting information when warrants were
28 issued some way or the other, they would
29 not tell me how, but a warrant was issued.

30 THE COMMISSIONER: Who told you that?

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1 A. Well, Feeley or McDermott. Feeley
2 knew them, and he used to go around for the
3 ride.

4 MR. HOGG: It was general knowledge ---

5 THE COMMISSIONER: I want to get this.
6 McDermott told you what about the warrants?

7 A. They knew when the warrants were
8 being sworn out for.

9 Q. Raids?

10 A. Yes. I don't know whether they
11 the truth
12 were telling me that/or not, I don't know.

13 Q. Now, please. I did not ask
14 you whether what they told you was true or
15 not, I only wanted to know what they told you.

16 A. That is what they told me.

17 Q. What?

18 A. They knew when a warrant would
19 be issued.

20 Q. I see. All right. Is that
21 all, Mr. Hogg?

22 MR. HOGG: I have just a few more
23 questions, Mr. Commissioner. I wonder if
24 Mr. Wilson has a record of his conviction --
25 the man's record -- I would like to have
26 look at that, if I may.

27 MR. WILSON: I have no such record,
28 Mr. Commissioner.

29 MR. HOGG: I am sure the police would.

30 MR. WILSON: We can get one.

MR. HOGG: Was the Polo Club a chartered



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1 club?

2 A. As far as I know, I never really
3 went into it.

4 Q. Do you know who had the charter?

5 A. No.

6 Q. And how it was obtained?

7 A. No, I never even asked.

8 Q. Do you know anything about how
9 these charters could be bought, obtained
10 or activated?

11 A. I never had too much to do with
12 clubs at all, only this one affair, as I was,
13 we always had a floating crap game, and
14 we never bothered ---

15 Q. Who was the man to see, if you
16 wanted to get a charter?

17 A. (No response.)

18 THE COMMISSIONER: Do you know?

19 A. Yes, I was -- there was several
20 individuals who would have charters to sell,
21 and they would ask you if you wanted to buy
22 them. Like, Gorkin wanted me to buy his
23 charter in his club. Apparently, at one
24 time, just before Eddie and I had the break-up,
25 he was saying something about-- he always
26 had big ideas, that Louis Herman ^{was going} to get him
27 a charter to get beer and wine on, and
28 liquor, and was trying to sell the Men,
29 that he could get him a charter with liquor
30 on it, and he had such fantastic ideas.



1 It never did come to anything.

2 MR. HOOB: Q. What was the going rate for
3 charters?

4 A. At that time charters were cheap,
5 at \$1,000, and then they went up to \$2,500
6 when they began to get scarce.

7 Q. When things started to tighten up?

8 A. Yes, you could have obtained
9 them before at eleven hundred.

10 Q. Do you know anybody else who
11 offered you any charters?

12 A. No, after I got out of jail, a
13 few years later my own mother got connected
14 with a club down at Coxwell and Queen, and
15 they had a charter down there, and I don't
16 know how they got it, but when they sold it
17 they were trying to get thirty-five hundred
18 for it, but it seemed one of the partners
19 had one of these charters when it started.

20 Q. Do you know the name of this
21 club?

22 A. The Arlington Club.

23 Q. The Arlington Club?

24 A. Yes.

25 Q. Do you know if Sam was connected
26 with that club?

27 A. Yes, he is now. They got
28 convicted and they are waiting for their
29 appeal right now, in fact.

30 Q. Have you any knowledge of any



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1 other operations of Feeley and McDermott,
2 other than the Cookville Club?

3 A. Other than that, not other than
4 their bookmaking.

5 Q. In New Toronto?

6 A. Yes, they had three or four
7 different there.

8 Q. And was that started out in --
9 Weatherup -- Chief Weatherup, do you know him?

10 A. No, I have never paid any
11 attention to police officers, never, at
12 any time.

13 Q. Does that name ring a bell?

14 A. No.

15 Q. What did you know about their
16 booking operations out there?

17 A. I knew that they had a place
18 of their own, and Clark was telling me about
19 he had a little place with Lafrade ---

20 Q. Jack?

21 A. I don't know which one of the
22 Lafrades, and they had been convicted so
23 often he had to give it up, and finally
24 they give Lafrade and Ralph a job in it,
25 and finally when Ralph come out to work
26 they took it away from him.

27 Q. After Lafrade -- and when he
28 got convicted so many times, who did they
29 put in as front man, or stooges?

30 A. Well, Lafrade was working in his



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1 place, but I never had too much to do with their
2 private business in this, anyway.

3 Q. What about Pleschuk?

4 A. Who?

5 Q. John Pleschuk?

6 A. I don't know him.

7 Q. Do you know how your brother got
8 the Arlington Club charter?

9 A. There was a fellow, Tony Cutrara,
10 he had ---

11 THE COMMISSIONER: What is his name?

12 A. Tony Cutrara.

13 MR. HOGG: Yes?

14 A. Yes, they sell wholesale fruit.

15 Q. Michael Cutrara?

16 A. There are seven or eight brothers,
17 they have a place out there. Tony is one
18 of the brothers. Since then he has moved
19 out there and he is in Beatway Motors. He
20 had this charter and my brother suggested
21 if they fixed the place up he would get the
22 charter in there, you know, and they would
23 have a partnership, more or less, for a
24 little club, just a little card club.

25 Q. I wanted to clear up one or two
26 more points. Mr. Simone, you were telling
27 the Commissioner earlier about this telephone
28 call you made to Mr. Rose?

29 A. Yes.

30 Q. I want to read you something that



1 was said at what they call the cross-examination
2 on an affidavit. This was Feeley testifying.
3 Mr. Rose was present. There are two
4 references to it, but on page 44 there is a
5 question here; Question 167:

6 "Did anybody to your knowledge get in
7 "touch with Simone or attempt to get
8 "in touch with him?

9 "A. No, not to my knowledge. As
10 "a matter of fact, I think Simone
11 "tried to get in touch with me. I
12 "am trying to recall if he called
13 "Mr. Dave Humphrey's office, and
14 "tried to contact me. He wanted
15 "\$6,000 or \$7,000 to get out of
16 "town."

17 And the next question was:

18 "Who told you that?

19 "A. I am not sure if it was Mr.

20 "Dave Humphrey. It seems to me it

21 "was Mr. Dave Humphrey."

22 THE COMMISSIONER: He has told us that.

23 MR. HOOB: Well ---

24 THE WITNESS: I told you that, I told you
25 about that before. I phoned Humphrey the day
26 after I read that in the paper.

27 THE COMMISSIONER: We have got all that,
28 you are wasting time repeating it.

29 MR. HOOB: And about ---

30 THE COMMISSIONER: When did you last see



第 8 章 函数 1



Clark?

A. Well, the Commission was in May ---

Q. Have you seen him in the last thirty days?

A. Not in the last sixty days.

Q. All right.

A. Because I was sick on the 1st of August, I had a stroke and I was in bed for a week, and I was away for five or six weeks. I have not seen anybody since then.

THE COMMISSIONER: Mr. Rose.

EXAMINED BY MR. ROSE:

Q. When was it you were released from jail, Mr. Simone, on the sentence you did for keeping a common gaming house?

A. Actually, I cannot say the exact date, but I went in on or around the 5th or 10th of January of 1954.

Q. You came out approximately seven or eight weeks later?

A. It was March, something like that, when I came out.

Q. In 1955?

A. No, '54.

Q. What have you been doing for a



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1 living since then?

2 A. I am connected with two or three
3 fruit businesses.

4 Q. You gave up gambling, did you?

5 A. No, I have not given up gambling,
6 there has not been any gambling so far as I
7 am concerned, not for me, anyway.

8 Q. There has been no gambling for you?

9 A. No.

10 Q. You have not been around gambling
11 since?

12 A. No.

13 Q. You have had no connection with
14 any game at all?

15 A. No.

16 Q. And Mr. Wilson does not have your
17 criminal record like he has the record of
18 everybody else in the last few days who has
19 given evidence, but I understand from your
20 evidence that you have been ---

21 A. I was convicted several times
22 prior to that.

23 Q. For what?

24 A. Keeping a common gaming house.

25 Q. On how many occasions?

26 A. I would say it was quite a long
27 record.

28 Q. Just do the best to remember?

29 A. I would say there might have been
30 fifteen.



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1 Q. For keeping a common gaming house?

2 A. Yes.

3 Q. When did all those start?

4 A. When I was about nineteen years old,
5 about thirty years ago.

6 Q. And your last conviction for keeping
7 a common gaming house was in 1955?

8 A. 1954.

9 Q. 1954?

10 A. Yes.

11 Q. And I believe you said to Mr. Hogg,
12 as I took you down, that the only pinches --
13 "I have never been convicted for anything else
14 but gambling"?

15 A. That is right.

16 Q. You are sure of that?

17 A. Positive.

18 Q. You were charged in Hamilton in
19 1956 ---

20 A. For being drunk, or something.

21 Q. Not for being drunk, or something ---

22 A. What was it then? I don't even
23 remember -- tell us what it was for?

24 Q. Were you convicted in 1956, when
25 Mr. Humphrey was your counsel at that time?

26 A. Yes.

27 Q. You don't recall the charge?

28 A. I recall it -- you tell me what
29 it was.

30 Q. What was it?



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1 A. I would not want to discuss it in
2 front ---

3 Q. It must have been gambling?

4 A. No.

5 Q. It was not gambling?

6 A. No.

7 Q. I thought you said that you had
8 never been convicted for anything else but
9 gambling?

10 A. Don't put words in my mouth ---

11 THE COMMISSIONER: Just one moment,
12 gentlemen, please.

13 MR. ROSE: Tell us?

14 A. It was a charge, according to the
15 way I understand it, the charge was beat,
16 because I was drinking one night and I got
17 out of my car and urinated beside it.

18 Q. The charge was indecent exposure?

19 A. As far as I was concerned, Mr.
20 Humphrey said that we beat the case.

21 Q. Do you still want to tell the
22 Commissioner that you have not been convicted
23 of anything else other than gambling?

24 A. Other than that, to my knowledge,
25 we beat that case, because I was speaking to
26 Mr. Humphrey, and we went out, and we had a
27 drink over at the Hotel Connaught, and he
28 said that we had beat the case, and I
29 understood that it was dismissed.

30 Q. Did you plead guilty or not guilty?



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A. I pleaded not guilty.

Q. Did you give evidence?

A. What do you mean by 'giving evidence'?

Q. Did you go into the witness box and give evidence in your own defence?

A. I don't think so.

Q. You are saying that you were found not guilty?

A. Well, Mr. Humphrey told me that we had beat ---

Q. Don't you know what happened?

A. No, there was so many charges there, that there were about seven or eight charges there, and they were all dismissed, according to Mr. Humphrey's way of saying that we had beat them ---

THE COMMISSIONER: What is the date, Mr. Rose?

MR. ROSE: 1936.

Q. Did you say that there were seven or eight charges?

A. They charged me with drinking, and driving while drunk, and ---

Q. What were the other five or six?

A. I don't know what they were, I am not that familiar with it. I thought it was dismissed, because Mr. Humphrey said that we had beat the case and ----

Q. Yes?

A. And, I was caught doing something



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1 in the street, and I got picked up, and I says,
2 "Is that serious, I don't think there is
3 anything in it." He said, "It is serious
4 because would you like to have that record,
5 because everytime they read your record your
6 name comes out about it." They charged me
7 with gross indecency, or something.

8 Q. Mr. Simone, that is not gambling,
9 is it?

10 A. No, but I mean ---

11 THE COMMISSIONER: Was he convicted of
12 gross indecency?

13 MR. ROSE: I have no idea. He is telling
14 me about it. He told Mr. Hogg without any
15 hesitancy that he had never been convicted
16 of anything other than gambling.

17 A. If we are going to go into that,
18 I have been convicted several times for
19 speeding.

20 C. Let us deal with the seven or
21 eight charges in Hamilton in 1956.

22
23 (Page 11075 follows)

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1. The Government of Karnataka has decided to
2. implement the following measures for the
3. improvement of the state's economy.
4. The first measure is to increase the
5. production of agricultural products.
6. This can be achieved by providing
7. the farmers with better seeds and
8. fertilizers. The second measure is to
9. improve the infrastructure of the state.
10. This includes the construction of
11. roads, bridges, and railways. The
12. third measure is to promote the
13. growth of small and medium
14. enterprises. This can be done by
15. providing them with financial
16. assistance and technical support.
17. The fourth measure is to improve
18. the quality of education. This can
19. be achieved by increasing the
20. government's expenditure on
21. education. The fifth measure is to
22. improve the health services. This
23. can be done by providing the
24. people with better medical facilities
25. and trained medical staff. The
26. sixth measure is to improve the
27. social services. This includes the
28. provision of housing, water supply,
29. and electricity. The seventh
30. measure is to improve the
31. environment. This can be done by
32. planting trees and protecting the
33. forests. The eighth measure is to
34. improve the law and order situation
35. in the state. This can be achieved
36. by strengthening the police force
37. and the judiciary. The ninth
38. measure is to improve the
39. administrative system. This can be
40. done by decentralizing the
41. government's functions and
42. improving the efficiency of the
43. bureaucracy. The tenth measure
44. is to improve the state's
45. international relations. This can
46. be done by participating in
47. international organizations and
48. promoting trade and investment
49. with other countries. The
50. eleventh measure is to improve
51. the state's tourism industry. This
52. can be done by developing
53. new tourist spots and improving
54. the facilities for tourists. The
55. twelfth measure is to improve
56. the state's sports infrastructure.
57. This includes the construction of
58. sports stadiums and the
59. provision of sports facilities for
60. the people. The thirteenth
61. measure is to improve the state's
62. information and communication
63. system. This can be done by
64. providing the people with better
65. access to the internet and
66. mobile phones. The fourteenth
67. measure is to improve the state's
68. energy sector. This includes the
69. construction of power plants and
70. the improvement of the power
71. transmission system. The
72. fifteenth measure is to improve
73. the state's water resources.
74. This can be done by constructing
75. dams and reservoirs and
76. improving the water supply
77. system. The sixteenth measure
78. is to improve the state's
79. forest cover. This can be
80. achieved by planting trees and
81. protecting the existing forests.
82. The seventeenth measure is to
83. improve the state's wildlife
84. conservation. This can be done
85. by establishing national parks
86. and wildlife sanctuaries. The
87. eighteenth measure is to improve
88. the state's handicraft industry.
89. This can be done by providing
90. the artisans with better tools and
91. marketing facilities. The
92. nineteenth measure is to improve
93. the state's textile industry. This
94. can be done by providing the
95. textile mills with better
96. technology and financial
97. assistance. The twentieth
98. measure is to improve the state's
99. food processing industry. This
100. can be done by providing the
101. food processors with better
102. technology and marketing
103. facilities. The twenty-first
104. measure is to improve the state's
105. pharmaceutical industry. This
106. can be done by providing the
107. pharmaceutical companies with
108. better infrastructure and
109. financial assistance. The
110. twenty-second measure is to
111. improve the state's information
112. technology sector. This can be
113. done by providing the IT
114. companies with better
115. infrastructure and financial
116. assistance. The twenty-third
117. measure is to improve the state's
118. biotechnology sector. This can
119. be done by providing the
120. biotechnology companies with
121. better infrastructure and
122. financial assistance. The
123. twenty-fourth measure is to
124. improve the state's space
125. sector. This can be done by
126. providing the space agencies
127. with better infrastructure and
128. financial assistance. The
129. twenty-fifth measure is to
130. improve the state's nuclear
131. sector. This can be done by
132. providing the nuclear power
133. plants with better infrastructure
134. and financial assistance. The
135. twenty-sixth measure is to
136. improve the state's renewable
137. energy sector. This includes the
138. construction of solar power
139. plants and wind power
140. turbines. The twenty-seventh
141. measure is to improve the state's
142. geothermal energy sector. This
143. can be done by constructing
144. geothermal power plants. The
145. twenty-eighth measure is to
146. improve the state's hydroelectric
147. sector. This can be done by
148. constructing hydroelectric power
149. plants. The twenty-ninth
150. measure is to improve the state's
151. biomass energy sector. This can
152. be done by constructing
153. biomass power plants. The
154. thirtieth measure is to improve
155. the state's waste management
156. system. This can be done by
157. providing the people with better
158. waste disposal facilities and
159. promoting the use of biodegradable
160. waste. The thirty-first measure
161. is to improve the state's
162. urban planning. This can be
163. done by providing the urban
164. planners with better infrastructure
165. and financial assistance. The
166. thirty-second measure is to
167. improve the state's rural
168. planning. This can be done by
169. providing the rural planners with
170. better infrastructure and
171. financial assistance. The
172. thirty-third measure is to
173. improve the state's disaster
174. management system. This can
175. be done by providing the
176. disaster management agencies
177. with better infrastructure and
178. financial assistance. The
179. thirty-fourth measure is to
180. improve the state's fire
181. management system. This can
182. be done by providing the fire
183. departments with better
184. infrastructure and financial
185. assistance. The thirty-fifth
186. measure is to improve the state's
187. police management system. This
188. can be done by providing the
189. police departments with better
190. infrastructure and financial
191. assistance. The thirty-sixth
192. measure is to improve the state's
193. judiciary management system.
194. This can be done by providing
195. the judiciary with better
196. infrastructure and financial
197. assistance. The thirty-seventh
198. measure is to improve the state's
199. administrative management
200. system. This can be done by
201. providing the administrative
202. departments with better
203. infrastructure and financial
204. assistance. The thirty-eighth
205. measure is to improve the state's
206. public works management system.
207. This can be done by providing
208. the public works departments
209. with better infrastructure and
210. financial assistance. The
211. thirty-ninth measure is to
212. improve the state's health
213. management system. This can
214. be done by providing the
215. health departments with better
216. infrastructure and financial
217. assistance. The fortieth
218. measure is to improve the state's
219. education management system.
220. This can be done by providing
221. the education departments with
222. better infrastructure and
223. financial assistance. The
224. forty-first measure is to
225. improve the state's
226. information and communication
227. management system. This can
228. be done by providing the
229. information and communication
230. departments with better
231. infrastructure and financial
232. assistance. The forty-second
233. measure is to improve the state's
234. energy management system. This
235. can be done by providing the
236. energy departments with better
237. infrastructure and financial
238. assistance. The forty-third
239. measure is to improve the state's
240. water management system. This
241. can be done by providing the
242. water departments with better
243. infrastructure and financial
244. assistance. The forty-fourth
245. measure is to improve the state's
246. forest management system. This
247. can be done by providing the
248. forest departments with better
249. infrastructure and financial
250. assistance. The forty-fifth
251. measure is to improve the state's
252. wildlife management system. This
253. can be done by providing the
254. wildlife departments with better
255. infrastructure and financial
256. assistance. The forty-sixth
257. measure is to improve the state's
258. handicraft management system.
259. This can be done by providing
260. the handicraft departments with
261. better infrastructure and
262. financial assistance. The
263. forty-seventh measure is to
264. improve the state's textile
265. management system. This can
266. be done by providing the
267. textile departments with better
268. infrastructure and financial
269. assistance. The forty-eighth
270. measure is to improve the state's
271. food processing management
272. system. This can be done by
273. providing the food processing
274. departments with better
275. infrastructure and financial
276. assistance. The forty-ninth
277. measure is to improve the state's
278. pharmaceutical management
279. system. This can be done by
280. providing the pharmaceutical
281. departments with better
282. infrastructure and financial
283. assistance. The fiftieth
284. measure is to improve the state's
285. information technology
286. management system. This can
287. be done by providing the
288. information technology
289. departments with better
290. infrastructure and financial
291. assistance. The fifty-first
292. measure is to improve the state's
293. biotechnology management
294. system. This can be done by
295. providing the biotechnology
296. departments with better
297. infrastructure and financial
298. assistance. The fifty-second
299. measure is to improve the state's
300. space management system. This
301. can be done by providing the
302. space departments with better
303. infrastructure and financial
304. assistance. The fifty-third
305. measure is to improve the state's
306. nuclear management system. This
307. can be done by providing the
308. nuclear departments with better
309. infrastructure and financial
310. assistance. The fifty-fourth
311. measure is to improve the state's
312. renewable energy management
313. system. This can be done by
314. providing the renewable energy
315. departments with better
316. infrastructure and financial
317. assistance. The fifty-fifth
318. measure is to improve the state's
319. geothermal energy management
320. system. This can be done by
321. providing the geothermal energy
322. departments with better
323. infrastructure and financial
324. assistance. The fifty-sixth
325. measure is to improve the state's
326. hydroelectric management
327. system. This can be done by
328. providing the hydroelectric
329. departments with better
330. infrastructure and financial
331. assistance. The fifty-seventh
332. measure is to improve the state's
333. biomass energy management
334. system. This can be done by
335. providing the biomass energy
336. departments with better
337. infrastructure and financial
338. assistance. The fifty-eighth
339. measure is to improve the state's
340. waste management system. This
341. can be done by providing the
342. waste management departments
343. with better infrastructure and
344. financial assistance. The
345. fifty-ninth measure is to
346. improve the state's urban
347. planning management system.
348. This can be done by providing
349. the urban planning departments
350. with better infrastructure and
351. financial assistance. The
352. sixtieth measure is to improve
353. the state's rural planning
354. management system. This can
355. be done by providing the
356. rural planning departments
357. with better infrastructure and
358. financial assistance. The
359. sixty-first measure is to
360. improve the state's disaster
361. management management system.
362. This can be done by providing
363. the disaster management
364. departments with better
365. infrastructure and financial
366. assistance. The sixty-second
367. measure is to improve the state's
368. fire management management
369. system. This can be done by
370. providing the fire management
371. departments with better
372. infrastructure and financial
373. assistance. The sixty-third
374. measure is to improve the state's
375. police management management
376. system. This can be done by
377. providing the police management
378. departments with better
379. infrastructure and financial
380. assistance. The sixty-fourth
381. measure is to improve the state's
382. judiciary management
383. management system. This can
384. be done by providing the
385. judiciary management
386. departments with better
387. infrastructure and financial
388. assistance. The sixty-fifth
389. measure is to improve the state's
390. administrative management
391. management system. This can
392. be done by providing the
393. administrative management
394. departments with better
395. infrastructure and financial
396. assistance. The sixty-sixth
397. measure is to improve the state's
398. public works management
399. management system. This can
400. be done by providing the
401. public works management
402. departments with better
403. infrastructure and financial
404. assistance. The sixty-seventh
405. measure is to improve the state's
406. health management management
407. system. This can be done by
408. providing the health management
409. departments with better
410. infrastructure and financial
411. assistance. The sixty-eighth
412. measure is to improve the state's
413. education management
414. management system. This can
415. be done by providing the
416. education management
417. departments with better
418. infrastructure and financial
419. assistance. The sixty-ninth
420. measure is to improve the state's
421. information and communication
422. management management system.
423. This can be done by providing
424. the information and communication
425. management departments with
426. better infrastructure and
427. financial assistance. The
428. seventieth measure is to
429. improve the state's energy
430. management management system.
431. This can be done by providing
432. the energy management
433. departments with better
434. infrastructure and financial
435. assistance. The seventy-first
436. measure is to improve the state's
437. water management management
438. system. This can be done by
439. providing the water management
440. departments with better
441. infrastructure and financial
442. assistance. The seventy-second
443. measure is to improve the state's
444. forest management management
445. system. This can be done by
446. providing the forest management
447. departments with better
448. infrastructure and financial
449. assistance. The seventy-third
450. measure is to improve the state's
451. wildlife management management
452. system. This can be done by
453. providing the wildlife management
454. departments with better
455. infrastructure and financial
456. assistance. The seventy-fourth
457. measure is to improve the state's
458. handicraft management
459. management system. This can
460. be done by providing the
461. handicraft management
462. departments with better
463. infrastructure and financial
464. assistance. The seventy-fifth
465. measure is to improve the state's
466. textile management management
467. system. This can be done by
468. providing the textile management
469. departments with better
470. infrastructure and financial
471. assistance. The seventy-sixth
472. measure is to improve the state's
473. food processing management
474. management system. This can
475. be done by providing the
476. food processing management
477. departments with better
478. infrastructure and financial
479. assistance. The seventy-seventh
480. measure is to improve the state's
481. pharmaceutical management
482. management system. This can
483. be done by providing the
484. pharmaceutical management
485. departments with better
486. infrastructure and financial
487. assistance. The seventy-eighth
488. measure is to improve the state's
489. information technology
490. management management system.
491. This can be done by providing
492. the information technology
493. management departments with
494. better infrastructure and
495. financial assistance. The
496. seventy-ninth measure is to
497. improve the state's biotechnology
498. management management system.
499. This can be done by providing
500. the biotechnology management
501. departments with better
502. infrastructure and financial
503. assistance. The eightieth
504. measure is to improve the state's
505. space management management
506. system. This can be done by
507. providing the space management
508. departments with better
509. infrastructure and financial
510. assistance. The eighty-first
511. measure is to improve the state's
512. nuclear management management
513. system. This can be done by
514. providing the nuclear management
515. departments with better
516. infrastructure and financial
517. assistance. The eighty-second
518. measure is to improve the state's
519. renewable energy management
520. management system. This can
521. be done by providing the
522. renewable energy management
523. departments with better
524. infrastructure and financial
525. assistance. The eighty-third
526. measure is to improve the state's
527. geothermal energy management
528. management system. This can
529. be done by providing the
530. geothermal energy management
531. departments with better
532. infrastructure and financial
533. assistance. The eighty-fourth
534. measure is to improve the state's
535. hydroelectric management
536. management system. This can
537. be done by providing the
538. hydroelectric management
539. departments with better
540. infrastructure and financial
541. assistance. The eighty-fifth
542. measure is to improve the state's
543. biomass energy management
544. management system. This can
545. be done by providing the
546. biomass energy management
547. departments with better
548. infrastructure and financial
549. assistance. The eighty-sixth
550. measure is to improve the state's
551. waste management management
552. system. This can be done by
553. providing the waste management
554. departments with better
555. infrastructure and financial
556. assistance. The eighty-seventh
557. measure is to improve the state's
558. urban planning management
559. management system. This can
560. be done by providing the
561. urban planning management
562. departments with better
563. infrastructure and financial
564. assistance. The eighty-eighth
565. measure is to improve the state's
566. rural planning management
567. management system. This can
568. be done by providing the
569. rural planning management
570. departments with better
571. infrastructure and financial
572. assistance. The eighty-ninth
573. measure is to improve the state's
574. disaster management management
575. management system. This can
576. be done by providing the
577. disaster management management
578. departments with better
579. infrastructure and financial
580. assistance. The ninetieth
581. measure is to improve the state's
582. fire management management
583. management system. This can
584. be done by providing the
585. fire management management
586. departments with better
587. infrastructure and financial
588. assistance. The ninety-first
589. measure is to improve the state's
590. police management management
591. management system. This can
592. be done by providing the
593. police management management
594. departments with better
595. infrastructure and financial
596. assistance. The ninety-second
597. measure is to improve the state's
598. judiciary management
599. management management system.
600. This can be done by providing
601. the judiciary management
602. management departments with
603. better infrastructure and
604. financial assistance. The
605. ninety-third measure is to
606. improve the state's administrative
607. management management system.
608. This can be done by providing
609. the administrative management
610. management departments with
611. better infrastructure and
612. financial assistance. The
613. ninety-fourth measure is to
614. improve the state's public works
615. management management system.
616. This can be done by providing
617. the public works management
618. management departments with
619. better infrastructure and
620. financial assistance. The
621. ninety-fifth measure is to
622. improve the state's health
623. management management system.
624. This can be done by providing
625. the health management
626. management departments with
627. better infrastructure and
628. financial assistance. The
629. ninety-sixth measure is to
630. improve the state's education
631. management management system.
632. This can be done by providing
633. the education management
634. management departments with
635. better infrastructure and
636. financial assistance. The
637. ninety-seventh measure is to
638. improve the state's information
639. and communication
640. management management system.
641. This can be done by providing
642. the information and communication
643. management management
644. departments with better
645. infrastructure and financial
646. assistance. The ninety-eighth
647. measure is to improve the state's
648. energy management management
649. system. This can be done by
650. providing the energy management
651. management departments with
652. better infrastructure and
653. financial assistance. The
654. ninety-ninth measure is to
655. improve the state's water
656. management management system.
657. This can be done by providing
658. the water management
659. management departments with
660. better infrastructure and
661. financial assistance. The
662. one hundredth measure is to
663. improve the state's forest
664. management management system.
665. This can be done by providing
666. the forest management
667. management departments with
668. better infrastructure and
669. financial assistance. The
670. one hundred and first measure
671. is to improve the state's
672. wildlife management management
673. system. This can be done by
674. providing the wildlife management
675. management departments with
676. better infrastructure and
677. financial assistance. The
678. one hundred and second
679. measure is to improve the state's
680. handicraft management
681. management management system.
682. This can be done by providing
683. the handicraft management
684. management departments with
685. better infrastructure and
686. financial assistance. The
687. one hundred and third
688. measure is to improve the state's
689. textile management management
690. system. This can be done by
691. providing the textile management
692. management departments with
693. better infrastructure and
694. financial assistance. The
695. one hundred and fourth
696. measure is to improve the state's
697. food processing management
698. management management system.
699. This can be done by providing
700. the food processing management
701. management departments with
702. better infrastructure and
703. financial assistance. The
704. one hundred and fifth
705. measure is to improve the state's
706. pharmaceutical management
707. management management system.
708. This can be done by providing
709. the pharmaceutical management
710. management departments with
711. better infrastructure and
712. financial assistance. The
713. one hundred and sixth
714. measure is to improve the state's
715. information technology
716. management management system.
717. This can be done by providing
718. the information technology
719. management management
720. departments with better
721. infrastructure and financial
722. assistance. The one hundred
723. and seventh measure is to
724. improve the state's biotechnology
725. management management system.
726. This can be done by providing
727. the biotechnology management
728. management departments with
729. better infrastructure and
730. financial assistance. The
731. one hundred and eighth
732. measure is to improve the state's
733. space management management
734. system. This can be done by
735. providing the space management
736. management departments with
737. better infrastructure and
738. financial assistance. The
739. one hundred and ninth
740. measure is to improve the state's
741. nuclear management management
742. system. This can be done by
743. providing the nuclear management
744. management departments with
745. better infrastructure and
746. financial assistance. The
747. one hundred and tenth
748. measure is to improve the state's
749. renewable energy management
750. management management system.
751. This can be done by providing
752. the renewable energy management
753. management departments with
754. better infrastructure and
755. financial assistance. The
756. one hundred and eleventh
757. measure is to improve the state's
758. geothermal energy management
759. management management system.
760. This can be done by providing
761. the geothermal energy management
762. management departments with
763. better infrastructure and
764. financial assistance. The
765. one hundred and twelfth
766. measure is to improve the state's
767. hydroelectric management
768. management management system.
769. This can be done by providing
770. the hydroelectric management
771. management departments with
772. better infrastructure and
773. financial assistance. The
774. one hundred and thirteenth
775. measure is to improve the state's
776. biomass energy management
777. management management system.
778. This can be done by providing
779. the biomass energy management
780. management departments with
781. better infrastructure and
782. financial assistance. The
783. one hundred and fourteenth
784. measure is to improve the state's
785. waste management management
786. system. This can be done by
787. providing the waste management
788. management departments with
789. better infrastructure and
790. financial assistance. The
791. one hundred and fifteenth
792. measure is to improve the state's
793. urban planning management
794. management management system.
795. This can be done by providing
796. the urban planning management
797. management departments with
798. better infrastructure and
799. financial assistance. The
800. one hundred and sixteenth
801. measure is to improve the state's
802. rural planning management
803. management management system.
804. This can be done by providing
805. the rural planning management
806. management departments with
807. better infrastructure and
808. financial assistance. The
809. one hundred and seventeenth
810. measure is to improve the state's
811. disaster management management
812. management system. This can
813. be done by providing the
814. disaster management management
815. departments with better
816. infrastructure and financial
817. assistance. The one hundred
818. and eighteenth measure is to
819. improve the state's fire
820. management management system.
821. This can be done by providing
822. the fire management management
823. departments with better
824. infrastructure and financial
825. assistance. The one hundred
826. and nineteenth measure is to
827. improve the state's police
828. management management system.
829. This can be done by providing
830. the police management
831. management departments with
832. better infrastructure and
833. financial assistance. The
834. one hundred and twentieth
835. measure is to improve the state's
836. judiciary management
837. management management system.
838. This can be done by providing
839. the judiciary management
840. management departments with
841. better infrastructure and
842. financial assistance. The
843. one hundred and twenty-first
844. measure is to improve the state's
845. administrative management
846. management management system.
847. This can be done by providing
848. the administrative management
849. management departments with
850. better infrastructure and
851. financial assistance. The
852. one hundred and twenty-second
853. measure is to improve the state's
854. public works management
855. management management system.
856. This can be done by providing
857. the public works management
858. management departments with
859. better infrastructure and
860. financial assistance. The
861. one hundred and twenty-third
862. measure is to improve the state's
863. health management management
864. system. This can be done by
865. providing the health management
866. management departments with
867. better infrastructure and
868. financial assistance. The
869. one hundred and twenty-fourth
870. measure is to improve the state's
871. education management
872. management management system.
873. This can be done by providing
874. the education management
875. management departments with
876. better infrastructure and
877. financial assistance. The
878. one hundred and twenty-fifth
879. measure is to improve the state's
880. information and communication
881. management management system.
882. This can be done by providing
883. the information and communication
884. management management
885. departments with better
886. infrastructure and financial
887. assistance. The one hundred
888. and twenty-sixth measure is to
889. improve the state's energy
890. management management system.
891. This can be done by providing
892. the energy management
893. management departments with
894. better infrastructure and
895. financial assistance. The
896. one hundred and twenty-seventh
897. measure is to improve the state's
898. water management management
899. system. This can be done by
900. providing the water management
901. management departments with
902. better infrastructure and
903. financial assistance. The
904. one hundred and twenty-eighth
905. measure is to improve the state's
906. forest management management
907. system. This can be done by
908. providing the forest management
909. management departments with
910. better infrastructure and
911. financial assistance. The
912. one hundred and twenty-ninth
913. measure is to improve the state's
914. wildlife management management
915. system. This can be done by
916. providing the wildlife management
917. management departments with
918. better infrastructure and
919. financial assistance. The
920. one hundred and thirtieth
921. measure is to improve the state's
922. handicraft management
923. management management system.
924. This can be done by providing
925. the handicraft management
926. management departments with
927. better infrastructure and
928. financial assistance. The
929. one hundred and thirty-first
930. measure is to improve the state's
931. textile management management
932. system. This can be done by
933. providing the textile management
934. management departments with
935. better infrastructure and
936. financial assistance. The
937. one hundred and thirty-second
938. measure is to improve the state's
939. food processing management
940. management management system.
941. This can be done by providing
942. the food processing management
943. management departments with
944. better infrastructure and
945. financial assistance. The
946. one hundred and thirty-third
947. measure is to improve the state's
948. pharmaceutical management
949. management management system.
950. This can be done by providing
951. the pharmaceutical management
952. management departments with
953. better infrastructure and
954. financial assistance. The
955. one hundred and thirty-fourth
956. measure is to improve the state's
957. information technology
958. management management system.
959. This can be done by providing
960. the information technology
961. management management
962. departments with better
963. infrastructure and financial
964. assistance. The one hundred
965. and thirty-fifth measure is to
966. improve the state's biotechnology
967. management management system.
968. This can be done by providing
969. the biotechnology management
970. management departments with
971. better infrastructure and
972. financial assistance. The
973. one hundred and thirty-sixth
974. measure is to improve the state's
975. space management management
976. system. This can be done by
977. providing the space management
978. management departments with
979. better infrastructure and
980. financial assistance. The
981. one hundred and thirty-seventh
982. measure is to improve the state's
983. nuclear management management
984. system. This can be done by
985. providing the nuclear management
986. management departments with
987. better infrastructure and
988. financial assistance. The
989. one hundred and thirty-eighth
990. measure is to improve the state's
991. renewable energy management
992. management management system.
993. This can be done by providing
994. the renewable energy management
995. management departments with
996. better infrastructure and
997. financial assistance. The
998. one hundred and thirty-ninth
999. measure is to improve the state's
1000. geothermal energy management
1001. management management system.
1002. This can be done by providing
1003. the geothermal energy management
1004. management departments with
1005. better infrastructure and
1006. financial assistance. The
1007. one hundred and fortieth
1008. measure is to improve the state's
1009. hydroelectric management
1010. management management system.
1011. This can be done by providing
1012. the hydroelectric management
1013. management departments with
1014. better infrastructure and
1015. financial assistance. The
1016. one hundred and forty-first
1017. measure is to improve the state's
1018. biomass energy management
1019. management management system.
1020. This can be done by providing
1021. the biomass energy management
1022. management departments with
1023. better infrastructure and
1024. financial assistance. The
1025. one hundred and forty-second
1026. measure is to improve the state's
1027. waste management management
1028. system. This can be done by
1029. providing the waste management
1030. management departments with
1031. better infrastructure and
1032. financial assistance. The
1033. one hundred and forty-third
1034. measure is to improve the state's
1035. urban planning management
1036. management management system.
1037. This can be done by providing
1038. the urban planning management
1039. management departments with
1040. better infrastructure and
1041. financial assistance. The
1042. one hundred and forty-fourth
1043. measure is to improve the state's
1044. rural planning management
1045. management management system.
1046. This can be done by providing
1047. the rural planning management
1048. management departments with
1049. better infrastructure and
1050. financial assistance. The
1051. one hundred and forty-fifth
1052. measure is to improve the state's
1053. disaster management management
1054. management system. This can
1055. be done by providing the
1056. disaster management management
1057. departments with better
1058. infrastructure and financial
1059. assistance. The one hundred
1060. and forty-sixth measure is to
1061. improve the state's fire
1062. management management system.
1063. This can be done by providing
1064. the fire management management
1065. departments with better
1066. infrastructure and financial
1067. assistance. The one hundred
1068. and forty-seventh measure is to
1069. improve the state's police
1070. management management system.
1071. This can be done by providing
1072. the police management
1073. management departments with
1074. better infrastructure and
1075. financial assistance. The
1076. one hundred and forty-eighth
1077. measure is to improve the state's
1078. judiciary management
1079. management management system.
1080. This can be done by providing
1081. the judiciary management
1082. management departments with
1083. better infrastructure and
1084. financial assistance. The
1085. one hundred and forty-ninth
1086. measure is to improve the state's
1087. administrative management
1088. management management system.
1089. This can be done by providing
1090. the administrative management
1091. management departments with
1092. better infrastructure and
1093. financial assistance. The
1094. one hundred and fiftieth
1095. measure is to improve the state's
1096. public works management
1097. management management system.
1098. This can be done by providing
1099. the public works management
1100. management departments with
1101. better infrastructure and
1102. financial assistance. The
1103. one hundred and fifty-first
1104. measure is to improve the state's
1105. health management management
1106. system. This can be done by
1107. providing the health management
1108. management departments with
1109. better infrastructure and
1110. financial assistance. The
1111. one hundred and fifty-second
1112. measure is to improve the state's
1113. education management
1114. management management system.
1115. This can be done by providing
1116. the education management
1117. management departments with
1118. better infrastructure and
1119. financial assistance. The
1120. one hundred and fifty-third
1121. measure is to improve the state's
1122. information and communication
1123. management management system.
1124. This can be done by providing
1125. the information and communication
1126. management management
1127. departments with better
1128. infrastructure and financial
1129. assistance. The one hundred
1130. and fifty-fourth measure is to
1131. improve the state's energy
1132. management management system.
1133. This can be done by providing
1134. the energy management
1135. management departments with
1136. better infrastructure and
1137. financial assistance. The
1138. one hundred and fifty-fifth
1139. measure is to improve the state's
1140. water management management
1141. system. This can be done by
1



10/1/68

1

MR. HOGG: Mr. Commissioner, Mr.

2

Rose is asking this witness about things that

3

he was charged with, and it would seem apparent

4

that Mr. Rose has the exact date of this, and

5

has some knowledge of what transpired at

6

the time.

7

MR. ROSE: I know it is apparent. I

8

don't need you to tell me.

9

THE COMMISSIONER: You know what?

10

MR. ROSE: I know it is apparent.

11

I don't need Mr. Hogg to tell me what is

12

apparent, because he is trying to deviate from

13

what this witness said this morning, or

14

this afternoon. He said "I have never been

15

convicted of anything in my life except

16

gambling".

17

THE COMMISSIONER: I know that is

18

what he said.

19

MR. ROSE: Let 's get to the truth.

20

THE COMMISSIONER: Let's get on

21

with the cross-examination.

22

MR. ROSE: Q. What other charges

23

were laid in Hamilton?

24

A. I just told you. I told you

25

I was driving home from the racetrack. If

26

I hadn't had been driving it wouldn't have

27

happened. I went to Hamilton looking for

28

this fellow and couldn't find him, so I stopped

29

the car.

30

Q. What other charges, aside from

The following information was obtained from the records of the
Bureau of Prisons, Washington, D.C., regarding the above-mentioned
prisoner, who is now confined in the Federal Reformatory for Women,
McDonough, Illinois.

Name: [REDACTED]
Date of Birth: [REDACTED]
Place of Birth: [REDACTED]

[REDACTED] was received at the Federal Reformatory for Women,
McDonough, Illinois, on [REDACTED].

[REDACTED] was assigned to the kitchen department.
[REDACTED] was a good worker and was well liked by the other
inmates.

[REDACTED] was released from the reformatory on [REDACTED].
[REDACTED] has since been living in [REDACTED].

[REDACTED] has no further record.



1 gambling, have you been charged with prior to
2 1956?

3 THE COMMISSIONER: Well, now, just
4 a moment. Just a minute. What other
5 convictions has he had?

6 MR. ROSE: No, sir. What other --
7 may I put it to him in his own words? Were
8 you ever convicted for anything else besides
9 gambling before 1956? Because this witness
10 has sworn "I was never convicted for anything
11 in my life aside from gambling".

12 THE WITNESS: All right, I will
13 answer that. Before 1956?

14 MR. ROSE: Q. Yes.

15 A. Was I ever charged with?

16 Q. Yes.

17 A. Other than driving convictions.

18 Q. Other than gambling?

19 A. Well, I was convicted for
20 driving convictions.

21 Q. What else?

22 A. Speeding. Nothing else.

23 Q. Nothing else?

24 A. No.

25 Q. Aside from gambling offences?

26 A. Aside from gambling.

27 Q. You mentioned to both Mr. Wilson
28 and Mr. Hogg, I believe, that some months ago
29 you were on the verge of a nervous breakdown.
30 Well, did you have a nervous breakdown?



1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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1 A. That is some weeks ago. Seven
2 weeks ago.

3 Q. Seven weeks ago. Did you
4 have a nervous breakdown?

5 A. The doctors said it was a
6 nervous stroke.

7 Q. Did you have to have
8 hospitalisation?

9 A. I think just over night. I
10 was in bed at home for a couple of days.

11 Q. What treatment did you have
12 for it? Just rest and --

13 A. Just rest and some pills.

14 Q. Have you ever suffered from
15 any mental illness of any kind?

16 A. Never.

17 Q. Ever been in any psychiatric
18 hospital?

19 A. No.

20 Q. And were you ever - were you
21 ever charged at any time with arson?

22 A. No.

23 Q. The reason I ask you is that
24 Mr. Clark has evidently told Mr. Feeley that
25 he and you burnt down the Alpha Club one night.

26 A. I told Feeley and McDermott
27 that myself.

28 Q. Did you?

29 A. Yes, I did.

30 Q. When did you say that? At the





1 time you burned it down?

2 A. Well, it was after I come out
3 of jail. I didn't burn it down. I went with
4 the party the night that it was burned down.

5 Q. Well, Mr. Clark evidently
6 told Mr. Feeley that you and he were driving
7 past the Alpha Club, and you took the position
8 at that time, "Come on, let's go burn this
9 place down"?

10 A. Are you sure it was Mr. Clark
11 that told Mr. Feeley that?

12 Q. That is what I am suggesting.

13 A. I am suggesting it was me
14 that told him.

15 Q. Told who?

16 A. Feeley. Not Feeley, I never spoke
17 to Feeley. As far as I was concerned, Feeley
18 was a stooge for McDermott.

19 Q. Who burned it? You and Clark?

20 A. I phoned McDermott and said
21 your club is burning down, come on out and
22 look at it.

23 Q. Who started the club burning?

24 A. Well, I didn't, I will put
25 it that way.

26 Q. You didn't?

27 A. No.

28 Q. Did anybody with you do it?

29 A. Well, is that necessary to
30 answer?



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1 Q. Yes, did anybody with you do
2 it?

3 A. Well, I am not going to put
4 anybody else in a spot. I am not going to
5 say.

6 Q. Just tell us who was with you.

7 A. I am not going to say.

8 MR. ROSE: Mr. Commissioner, I ask
9 he be directed to answer.

10 THE COMMISSIONER: You better answer.

11 A. Clark was with me.

12 MR. ROSE: Q. That is Ralph Clark?

13 A. Yes.

14 Q. Clark. So you didn't burn it
15 down. Did you stand there and watch him
16 burn it down?

17 A. Well, at one time he was a
18 partner in this club before, and he knew how
19 to get in the back window. He was the only
20 one could crawl in.

21 Q. Did he crawl in?

22 A. Yes.

23 Q. What was he crawling in for?

24 A. What do you think he was
25 crawling in for?

26 Q. Did you tell him --

27 A. To burn the place down.

28 Q. Did he tell you before he
29 crawled in?

30 A. Yes.



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1 Q. Did you help him up to the
2 window?

3 A. No, it was a low one. He
4 didn't have to be helped up.

5 Q. What did you do?

6 A. I stayed in the car watching
7 it burn. I went up and phoned McDermott.

8 Q. I see. What did he use to
9 burn it down?

10 A. Well, I told you we didn't
11 go in any details what he used, or what he
12 didn't use. I don't know what he used.

13 Q. Did he come back out the
14 window the same way he got in?

15 A. No, once he got in he could
16 open the front door, and he came out the front
17 door.

18 Q. What happened? When the
19 fire was burning briskly, did he come out the
20 front door and go back to the car?

21 A. As soon as it started, he
22 went back to the car.

23 THE COMMISSIONER: Did they extinguish
24 the blaze?

25 A. No, the fire department
26 couldn't get into it on account of the screens
27 on the doors, so the thing was just left in
28 a shell. As a matter of fact, when they
29 went back to rent the place, they couldn't.
30 The fellow couldn't get any insurance with the



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1 screens on it. So they had to put in a
2 \$20,000 deposit, or something, to pay for it.

MR. ROSE:

3 Q. Now, then, getting back to
4 this fire, Clark came out?

5 A. Correct.

6 Q. And the two of you went back
7 in the car?

8 A. Sat there watching it burn.

9 Q. Sat and watched it burn?

10 A. Sure.

11 Q. Now, where did you go to phone
12 McDermott?

13 A. I went down the highway.

14 THE COMMISSIONER: Did anybody play
15 a fiddle?

16 MR. ROSE: Q. Where did you phone
17 him from?

18 A. I phoned him from a pay phone.
19 I don't know where it is. I didn't take the
20 number down.

21 Q. And what exactly did you
22 say to him?

23 A. I said, "Go out and have a
24 look at your club, there is a little fire there."

25 Q. Did you tell him at that
26 time that you had set it?

27 A. I just told him exactly what
28 I told you. I said, "Go out and take a look
29 at your club."

30 Q. What year was this?



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1 A. Well, I don't know. It was
2 after I come out of jail. I don't know exactly.

3 Q. It would be about seven or
4 eight years ago?

5 A. Yes.

6 THE COMMISSIONER: Well, let's have
7 it a ten-minute recess.

8 ---Short recess.

9
10 MR. WILSON: Mr. Commissioner, when
11 this witness was interviewed on June 12th last,
12 he asked for and received the protection of
13 The Canada Evidence Act, and so as to have
14 no misunderstanding, I want that ruling that
15 that protection that he is afforded then
16 extends through to the answers he is giving
17 here today.

18 THE COMMISSIONER: Yes. Mr. Rose?

19 MR. ROSE: Q. Now, were there
20 any other minor little matters like a charge
21 of arson that you committed that you have
22 not told us about?

23 A. Not to my knowledge, no.

24 MR. WILSON: Well, the form of the
25 question is very objectionable, Mr. Commissioner.
26 Counsel is saying in effect that this witness
27 has said he committed arson.

28 THE COMMISSIONER: Yes, I know.

29 THE WITNESS: When you ask me, I
30 don't know whether you mean driving. I have



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1 had several driving convictions, and I don't
2 know if that is what you are referring to.

3 MR. ROSE: Q. Let's leave convictions
4 and charges, then, for a moment. When was it
5 you were first subpoenaed to give evidence
6 before this public inquiry?

7 A. Well, I would say around the
8 10th of 12th of April.

9 MR. WILSON: Mr. Commissioner, possibly
10 to help my friend Mr. Rose, I now have obtained --

11 THE COMMISSIONER: Let me see that,
12 please.

13 MR. WILSON: -- from the Metro Toronto
14 Police the criminal record of the witness.

15 THE COMMISSIONER: Is that your
16 criminal record?

17 THE WITNESS: (Examines document)
18 Some of it. Not all of it. There are more
19 charges than that. There is one for instance -
20 this is - oh, pardon me. I thought this
21 was '51. I am sorry.

22 MR. WILSON: It doesn't cover
23 anything in Hamilton, Mr. Commissioner.

24 THE COMMISSIONER: No.

25 MR. WILSON: We are trying to get that
26 now.

27 THE COMMISSIONER: All right, Exhibit
28 266.

29 THE REGISTRAR: 267.
30



---EXHIBIT NO. 257. Criminal record from Toronto
Metro Police of Dominic
Simone.

MR. ROSE: Q. Now, I see in addition
to the - to the charges of keeping a common
gaming house, you were, to use your expression,
pinched once before on a charge of keeping
a common betting house?

A. Well, I don't know how it
was - how it was laid, the charge was laid
but it was still crap games.

Q. It wasn't in respect to
bookmaking at all?

A. No, I have never booked at all
in my life.

Q. Never booked in your life?

A. No.

Q. That is a mistake?

A. I bet on horses.

Q. Was it April the 12th that
you received your subpoena?

A. About that. I am not saying
exactly the date. Between the 12th and the
15th, we will say.

Q. And it was served upon you
by a police officer, I presume?

A. Sergeant Anderson, yes.

Q. And did you have a talk with
Sergeant Anderson about the time it was
served on you?



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1 A. Nothing - what do you mean?
2 Talk about what?

3 Q. Discuss what your evidence
4 might be?

5 A. No, we never discussed any
6 evidence.

7 Q. And when was it that you
8 first came to this building, and gave evidence
9 under oath?

10 A. Well, I wouldn't know the day.
11 It was after that. A couple of weeks after
12 that, I imagine.

13 Q. Well, would that be before
14 the time you called me or after April 26th?

15 A. Before.

16 Q. Before?

17 A. Yes, yes.

18 Q. And did you give your --

19 A. Well, do you remember what I
20 said to you? I says --

21 Q. Well, just a moment. We will
22 go into that in a moment.

23 A. All right. I am sorry.

24 Q. And it was then before April
25 26th?

26 A. Yes.

27 Q. And did you give ---

28 THE COMMISSIONER: What was before
29 April 26th?

30 MR. ROSE: When he came to this building.





1 THE WITNESS: No, no. Pardon me,
2 now. I didn't come till after I called you.
3 I called you on April 25th.

4 MR. ROSE: Q. Well, how long after
5 was it that you first came here to give
6 evidence?

7 A. Well, I would say - I really
8 don't remember. It would be a couple of
9 weeks or so after that.

10 Q. Would it be in the month of
11 May?

12 A. I am not really sure if it
13 is during April. I paid no attention to it.

14 Q. And there is no doubt about
15 it, you gave evidence here under oath?

16 A. Yes.

17 THE COMMISSIONER: He was interviewed
18 here.

19 THE WITNESS: I was interviewed.

20 THE COMMISSIONER: Just a minute.
21 He was questioned under oath, yes.

22 MR. ROSE: Q. Did you have occasion
23 to sign any statement after your questioning
24 was over?

25 A. No.

26 Q. May I ask you who questioned
27 you?

28 A. I don't know their names.

29 Q. I see. You don't recognize
30 any of them in this room today?



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1 A. This gentleman here was.

2 Q. Mr. Wilson?

3 A. Yes. There were no questions.

4 Just asked me a few questions.

5 Q. Well, when did you -- when
6 did you discover that I was acting for Fealzy
7 and McDermott?

8 A. When I read it in the paper.

9 Q. That would be just before
10 April 26th?

11 A. Well, some time prior to that.

12 Q. I see. And after you
13 received your subpoena?

14 A. Yes.

15 Q. And I believe that you phoned
16 me at four o'clock in the morning?

17 A. Between -- it was after two
18 o'clock anyway. Between two and seven, we
19 will say.

20 Q. And do you recall you were told
21 to phone back around eight o'clock in the
22 morning --

23 A. Around eight, yes, I was.

24 Q. -- when the sleeping hours
25 were over?

26 A. Yes.

27 Q. And at that time you communicated
28 to me certain information?

29 A. Pardon?

30 Q. At that time you communicated



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1 to me certain information?

2 A. Yes, I did.

3 Q. And the substance of that
4 information was that you wanted Feeley and
5 McDermott to pay you six or seven thousand
6 dollars.

7 A. I told you they owed me six
8 or seven thousand dollars, and they caused me
9 a lot of grief, and through them I was subpoenaed
10 to the Commission, if I hadn't got mixed up
11 with them I wouldn't have. I said they
12 owed me this money, and I was going to collect
13 it, and I wanted to get in touch with them.

14 Q. But you were not able to
15 get in touch with them?

16 A. No, I certainly wasn't.

17 Q. Tell me, during the last six
18 months, aside from that call to myself, have
19 you discussed the question of testimony with
20 any other person?

21 A. Yes. You sent me to Frank
22 Xasso.

23 Q. Yes. You discussed it with
24 him?

25 A. Yes, I did.

26 Q. I see. With anybody else?

27 A. Well, I have discussed it
28 with several people. I don't know who I have
29 discussed it with. Several people, and I
30 mean I am not hiding the fact that they owed



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1 me the money, or that I am trying to collect it.

2 Q. I see. And what was the
3 exact amount you said they owed you? Six
4 or seven thousand?

5 A. Well, roughly such an amount.
6 I figure around six or seven thousand
7 dollars. Actually, they owed me a million
8 dollars, but I wanted to put it down to a
9 figure.

10 Q. I understand what you told Mr.
11 Wilson it worked out at \$500 a month for 15
12 months.

13 A. No. Now you are getting
14 ahead of yourself there. I said I had 55 per
15 cent of that.

16 Q. Yes.

17 A. And I also had money coming for
18 when I was in jail. I was supposed to get paid
19 for that while I spent three months in jail.

20 Q. Well, we haven't heard about
21 that before.

22 A. No, I guess you wouldn't.

23 Q. No, you didn't mention that
24 before. Tell us about that.

25 A. I didn't mention it. I didn't
26 mention about the 55 per cent.

27 THE COMMISSIONER: All right. He
28 wants you to tell him what you received when
29 you were in jail.

30 MR. ROSE: Q. Well, was part of the



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1 money for what you were supposed to get in jail?

2 A. Yes.

3 Q. Well, what were you supposed
4 to get in jail?

5 A. Well, when I was talking to
6 them I said anybody that goes to jail -
7 any time any of our help go to jail we give
8 them \$25 or \$30 a day when they are in jail.
9 I figured I was worth that much too.

10 Q. When did you tell them this?

11 A. After I come out. After we
12 had the argument. After I found out they were
13 striking me off.

14 Q. How did you compute this
15 \$7,000? \$25 a day?

16 A. It was \$20 a day for 90 days.

17 Q. \$1,800?

18 A. Yes.

19 Q. Now, take 55 per cent of
20 \$7,500. That is \$4,125.

21 A. How much?

22 Q. \$4,125.

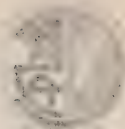
23 A. I don't know.

24 Q. Yes. Now, that would come
25 close to six or seven thousand dollars, \$5,925.

26 A. Yes.

27 Q. Was that how you compute the
28 six or seven thousand dollars?

29 A. I didn't say six or seven.
30 I said around six thousand dollars. I don't



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1 know where the seven come from.

2 Q. That is what you were saying
3 this morning.

4 A. Pardon?

5 Q. That is what you were saying
6 this morning, or this afternoon.

7 A. I said six or seven thousand
8 dollars. That is the figure I have given to
9 you, but there were several little things I
10 could bring up. For instance, they ^{took} ~~went~~ all
11 the furniture out of the Riverdale Club.

12 Q. Would it be fair to say you
13 would take from them as much as you could get?

14 A. Don't you think I was --

15 Q. Not what I was, would you
16 take as much as you could get?

17 A. No, I wouldn't. I didn't
18 ask any amount. I said six or seven when I
19 came out, and the argument was over.

20 Q. I see. That was the extent
21 of it?

22 A. Yes.

23 Q. Now, taking 55 per cent of
24 the \$500 a month, you felt that you were entitled
25 to 55 per cent back on the \$100 a month that
26 the club's lawyer was getting too, did you?

27 A. I paid the money out.

28 Q. You paid it out completely
29 yourself?

30 A. Well, I paid 55 per cent of it.



1. I have been thinking of you very much lately.
 2. I hope you are well and happy.
 3. I have been thinking of you very much lately.
 4. I hope you are well and happy.
 5. I have been thinking of you very much lately.
 6. I hope you are well and happy.
 7. I have been thinking of you very much lately.
 8. I hope you are well and happy.
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 29. I have been thinking of you very much lately.
 30. I hope you are well and happy.



1 Q. Well, that was for work that
2 was being done?

3 A. What work was done?

4 Q. Just a minute. With respect
5 to the charter and the books, wasn't it?

6 A. Pardon me, when I got finished
7 they didn't protect me going to jail. I went
8 to jail anyway.

9 Q. Wasn't the \$100 a month being
10 paid to the lawyer in respect to the charter
11 and the books?

12 A. Yes, but I wasn't being
13 protected, because when I was paying out this
14 \$500, as far as I was concerned I was paying
15 it for protection that I wouldn't get pinched.
16 I went to jail. I don't care where the \$500
17 went. I know they were getting \$500 a month.

18 Q. I thought you told us \$400
19 of the \$500 was for protection?

20 A. I said \$400 was for protection.

21 Q. And the other \$100 was for
22 Gebirtig?

23 A. That is right.

24 Q. That is what you told us?

25 A. Yes.

26 MR. WILSON: With respect, Mr.
27 Commissioner, the poor reporter cannot take
28 down two conversations at the same time.

29 THE COMMISSIONER: No. Well, I
30 suggest that maybe the reporter would come and





1 sit in front of the witness. That can be
2 arranged, cannot it?

3 MR. WILSON: I don't know if that
4 will help when two people are talking at once.

5 MR. ROSE: Q. Now, we are not
6 on common ground. What you said today was
7 that \$400 a month was being paid for protection?

8 A. Yes.

9 Q. And \$100 per month was being
10 paid to Mr. Gebirtig for legal services in
11 respect to the charter of the clubs?

12 A. That is right.

13 Q. All right. Now, let's assume
14 for the moment that that is correct, and we
15 can understand you. \$400, why would you be
16 asking for 55 per cent of the \$100 being in
17 respect to legal services that were rendered?

18 A. Nothing to add with protection,
19 as far as I was concerned. They were getting
20 the \$500. They may only have been giving
21 Sel Gebirtig a dollar a month, as far as
22 I was concerned.

23 Q. Do you know that?

24 A. I don't know what they give him.
25 I didn't see them give any money. I know
26 I was giving \$500 a month, and they were
27 receiving it.

28 Q. I guess we are on common grounds,
29 you wanted far more money after you got out
30 of jail?



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1 A. I just wanted what was coming
2 to me. If I wanted a fair amount, I would
3 have asked more than six or seven thousand
4 to compensate all the harm they did me.

5 Q. Well, when was it that you
6 lost - last saw Mr. Anderson at the Commission
7 offices here? That is, Sergeant John Anderson?

8 A. Well, when? I don't get that.

9 Q. When was the last time you
10 saw him here before you came to give evidence
11 here today?

12 A. The last time I saw them I
13 was giving evidence before them.

14 Q. Did you not see him over here
15 or some other place about five or six weeks
16 ago?

17 A. Five or six weeks ago I was
18 up north in Timmins.

19 Q. I see. Now about the last
20 three months? I might

21 A. I have spoke to him.

22 Q. I see. You didn't have a
23 conversation with him on a Friday?

24 A. I don't know what day it was.
25 I might have spoken to him, yes.

26 Q. Was it on a Friday that you
27 gave your evidence?

28 A. I don't know what day it was.

29 Q. Was it on a Friday you gave
30 your evidence up here?



Q. I had a conversation with him
to me. If I wanted a fair amount, I would
have been able to get him to agree to that.
A. Well, when was it that you
saw him? - last saw Mr. Anderson at the Commission
on the 14th of the month? I don't see that.
Q. When was the last time you
saw him? - the last time you saw him was
here today?
A. The last time I saw him I
was giving evidence before them.
Q. And you saw him on the 14th of the month
or some other place about five or six weeks
ago?
A. Five or six weeks ago I was
up north in Llanelli.
Q. I saw him on the 14th of the month?
A. I don't know what day it was.
Q. I might have spoken to him, yes.
Q. Was it on a Friday that you
saw him?
A. I don't know what day it was.
Q. Was it on a Friday that you
saw him?



1 A. I don't really know, to tell
2 you the truth.

3 Q. And did you mention to anybody
4 on the telephone at that time, or at any time,
5 that you would like to get paid? Did you
6 say that to Anderson on the Friday?

7 A. No, sir. I certainly didn't
8 say that.

9 Q. Do you deny that?

10 A. Oh, I see what you are getting
11 around to.

12 THE COMMISSIONER: One at a time,
13 now.

14 MR. ROSS: Q. Do you deny saying that
15 to anyone on the phone?

16 A. Yes, I do.

17 Q. And do you deny that in the
18 last six months that you said to any person
19 on the telephone that as far as this Commission
20 is concerned if you went down -- came down
21 here you were going to hang Modernett?

22 A. I would like -- I said I would.
23 I have told several people I would like to
24 see them both hanging on the same rope.

25 Q. And you said that?

26 A. Yes, I did.

27 Q. That would be a pretty thick
28 rope, wouldn't it?

29 A. Well --

30 Q. You were talking about Peter



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1 Sacco. Have you spoken to him recently?

2 A. What do you mean? In relation
3 to what?

4 THE COMMISSIONER: Anything.

5 MR. ROSE: Q. In relation to anything.

6 A. I spoke to him, yes. I
7 spoke to him last night.

8 Q. You spoke to him last night?

9 A. Yes.

10 Q. Where did you speak to him?

11 A. I phoned him in Niagara Falls.

12 Q. What for?

13 A. Well, he sent word around that
14 he wanted to talk to me, so I phoned him up,
15 and asked him what he wanted, and he said
16 he heard I had been sick, and was just wondering
17 how I was feeling.

18 Q. I see. Was that the end of
19 the conversation?

20 A. That is about it. I asked
21 him how things were in Niagara Falls, very
22 quiet. He asked me how things are in Toronto,
23 and I said very quiet, too. That is about
24 the extent of the conversation.

25 Q. It was a long-distance call?

26 A. Yes.

27 Q. And that is about the extent
28 of the call?

29 A. Yes, it was.

30 Q. You just heard —



1. The first part of the report is a summary of the work done during the year.		1
2. The second part of the report is a detailed account of the work done during the year.		2
3. The third part of the report is a summary of the work done during the year.		3
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29. The twenty-ninth part of the report is a summary of the work done during the year.		29
30. The thirtieth part of the report is a detailed account of the work done during the year.		30



1

A. A fellow brought me a message

2

in.

3

Q. Who brought the message?

4

A. This fellow Joe, we call Joe

5

the pop man.

6

Q. Joe, the pop man?

7

A. Yes, he is a pop delivery man.

8

Q. A pop man?

9

A. Yes. Barto, I think is his

10

name. Joe Barto.

11

Q. Where did you call Sacco?

At his home?

12

A. I phoned him at his home, and

13

he wasn't there. I called him at the club.

14

Q. What club?

15

A. That club he has got. I don't

16

know.

17

Q. You had the number of it?

18

A. Yes. I did. This fellow give

19

me the number.

20

Q. Did you discuss with Mr. Sacco

21

on the telephone last night the Frontier Club?

22

A. I don't know anything about

23

the club. I haven't been to Niagara Falls

24

for several years.

25

Q. Did you discuss with him

26

on the phone last night whether or not he had

27

a piece of the Fort Erie club?

28

A. I said to him - what do you

29

mean now? What Fort Erie club are you

30

talking about?



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1 Q. Just using the words "Fort
2 Erie Club"?

3 A. Fort Erie Club?

4 Q. Yes.

5 A. I said how are you going on?
6 I said, "Did these guys McDermott and Feeley
7 try to contact you" and he said "no". So
8 I says, "Didn't you at one time have some
9 business with them," because when I talked
10 to this Pete Berio, he says Pete more or less
11 wanted to know what is going to happen at
12 the Commission. I said, "Just go down there
13 and tell the truth". I said, "I thought
14 you had a piece of this game at one time".

15 Q. Which game?

16 A. Which game? The Fort Erie
17 game you are talking about, and he says, "no,
18 I didn't". I said, "I understood you did
19 have." That is all it was.

20 Q. That is all it was?

21 A. It was just a matter of
22 conversation.

23 Q. Just idle conversation?

24 A. Yes.

25 Q. You asked him if he had a
26 piece of the Fort Erie Club? As a matter
27 of fact, you know he had a piece in that Fort
28 Erie club?

29 A. How would I know?

30 Q. Did you ask him that?



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1 A. I asked him.

2 Q. That was all?

3 A. That was it. That is as far
4 as I can remember. I didn't mark down every-
5 thing I said carefully.

6 Q. Did you ask him if Borelli
7 had a piece of the Fort Erie club?

8 A. No, I didn't. When I knew
9 Borelli had a piece of the Fort Erie Club,
10 I didn't have to ask him that.

11 Q. You didn't ask him?

12 A. No, no. I knew that.

13 Q. How did you know that?

14 A. Well, it was common talk
15 around. I knew they had a piece of it.
16 As a matter of fact, I didn't even know Borelli's
17 name. I just knew him as "the Chief".

18 Q. So that what you said to him
19 was that "did the chief have a piece?"

20 A. I don't remember if I said
21 "chief" or Borelli. I have learned his name
22 since then.

23 Q. If you didn't know the name
24 Borelli, you must have used the name "chief"?

25 A. I might have said "chief".

26 Q. This is just idle talk?

27 A. Yes, talk amongst ourselves.
28 It is actually nothing.

29 Q. Did anybody instruct you to
30 make that phone call?



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1 A. Nobody instructs me to do
2 anything.

3 Q. This was just part of the
4 idle conversation, and you asked him if the
5 Chief had a piece in the Fort Erie club?

6 A. Yes.

7 Q. Or if Borrelli had a piece?

8 A. I don't even think I know him.

9 Q. You mentioned Borrelli or Chief?

10 A. Pardon?

11 Q. You mentioned Borrelli or Chief?

12 A. I don't think I mentioned
13 Chief. I may have asked him. I know he had
14 a piece.

15 Q. Did you ask Sacco last night -
16 are you saying now that you did not ask Mr.
17 Sacco last night whether either the Chief or
18 whoever you described him, had a piece of
19 the Fort Erie club?

20 A. I am saying I don't remember
21 exactly what we did say. I don't remember if
22 I asked him last night about it or not.

23 Q. You don't remember talking
24 about it last night?

25 A. I don't remember asking him.
26 As a matter of fact, if I did, it was just
27 something to say.

28 Q. You told us you didn't want -
29 in respect to the Riverdale Club, that you
30 didn't want Feeley and McDermott around there



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1 because of their bad reputation?

2 A. Right.

3 Q. And was this because they have
4 been in some sort of trouble?

5 A. No, not because they had been
6 in any sort of trouble, because they had a
7 bad reputation in gambling. Only bad.

8 Q. I see.

9 A. And all they were known as was
10 the "thieves".

11 Q. I see. You didn't want anybody
12 around there known as thieves?

13 A. I didn't want any part of
14 them at all.

15 Q. You didn't want thieves hanging
16 around there?

17 A. To start with ---

18 Q. You didn't want thieves hanging
19 around there?

20 THE COMMISSIONER: Wait just a minute.

21 THE WITNESS: Yes.

22 THE COMMISSIONER: If you want an
23 answer to your question, give him the opportunity
24 to finish it.

25 MR. ROSE: Well, he goes off on
26 some other answer.

27 A. No, I say it was --

28 MR. ROSE: Q. Let me ask the question.
29 Did you not want any thieves at your club?

30 A. Well, let's put it this way: I



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1 didn't want any thieves having a hand in the
2 actual game. We will say that.

3 Q. That is what? Having a piece
4 of the game?

5 A. Yes, or having anything to
6 do with the game, the actual game, not being
7 on the floor, or working outside of the game,
8 or anything else like that.

9 Q. Well, would it not be fair
10 to put it that you didn't mind them having a
11 piece of the game as long as people didn't know
12 about it?

13 A. Well, let's be more specific.
14 I will tell you one of the reasons I didn't
15 want them. I had a younger brother in the army
16 about a 1944. He used to go out to New
17 Toronto to a little fade game, and Joe McDermott
18 tried to cheat him when he was in the game.
19 That was one of the reasons I didn't want
20 him around the game.

21 Q. The phoney dice?

22 A. Yes, with phoney dice, yes.

23 Q. I see. And in order not to
24 risk taking chances, you didn't want them
25 around?

26 A. No. I know of many people
27 who use phoney dice. I am not saying that. I
28 am not building myself up as a God.

29 Q. You wouldn't use phoney dice?

30 A. I probably would if I had to,



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1 but I don't think I have to, because I think
2 I can get along without it.

3 Q. Well, then, at the time your
4 club was raided, Mr. Von Zuben was on that
5 raid, and was in charge of it?

6 A. I don't know. I said I knew
7 Von Zuben.

8 Q. And on that raid, they found
9 phoney dice?

10 A. Yes.

11 Q. It was on that raid the police
12 found phoney dice?

13 A. Right.

14 Q. No doubt about that. The police
15 found them?

16 A. They found them.

17 Q. How many pairs? How many sets?

18 A. Well, they only displayed
19 one set, to my knowledge.

20 Q. How many did they find?

21 A. How many ~~in~~ dice?

22 Q. Yes.

23 A. They only displayed one pair,
24 to my knowledge.

25 Q. They only displayed one pair.
26 How many pair did they find?

27 A. I don't know. Only one pair
28 was displayed.

29 Q. And as a result of that you
30 were charged with keeping a common gaming house?



one I don't think I have to, because I think

I thought of it myself.

Well, yes, it was the same.

club was raised, Mr. Von Klenow was on the

stand, and was in charge of the

A. I don't know, I said I know

Q. And on that stand, they found

some more

A. Yes.

Q. It was on that stand the police

found more than

A. Right.

Q. No doubt about that. The police

found more

A. They found them.

Q. How many pairs? How many sets?

A. Well, I don't know.

one set, to my knowledge.

Q. How many did they find?

A. How many did they find?

Q. Yes.

A. They only displayed one pair.

to my knowledge.

Q. They only displayed one pair.

How many pairs did they find?

A. I don't know. Only one pair

was displayed.

Q. And as a result of that you

were charged with keeping a common gaming house?



1 A. On account of what? On
2 account of finding the dice?

3 Q. As a result of that, you
4 were charged with keeping a common gaming
5 house?

6 A. Yes.

7 Q. What was the other charge?

8 A. I don't know if there was any
9 other charge, but it was keeping a common
10 gaming house was the one that I know they laid.

11 Q. Was there another charge of
12 cheating at play?

13 A. No, I don't think so.

14 Q. No?

15 A. I don't think so. I don't
16 think they laid any charge.

17 Q. And at the time of the trial
18 this business about phoney dice all came out?

19 A. That is right.

20 Q. And you say that the evidence
21 was given that this dice had been found in
22 your sock?

23 A. Yes.

24 Q. Was that evidence given by
25 the police officer?

26 A. Yes.

27 Q. By a member of the Ontario
28 Provincial Police, or a North York officer?

29 A. Really, I don't know.

30 Q. Did he give that evidence under



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1 oath?

2 A. I don't know whether he got
3 up on the stand and said it or not.

4 Q. I thought you said the police
5 gave that evidence.

6 A. They gave evidence. They
7 told me. They told the players.

8 Q. You told us it came out at
9 the trial.

10 A. Just don't put words in my
11 mouth. It came out at the trial. I don't
12 know whether they got up on the stand. They
13 said they found these in the game. They
14 showed it to the players. That is all their
15 object was. They weren't interested about
16 the magistrate. It was the players they
17 wanted to know about this.

18 Q. You told us a little while ago
19 that you got three months for keeping a
20 common gaming house, and the details of the
21 dice came out at that time?

22 A. Yes.

23 THE COMMISSIONER: At the trial.

24 MR. ROSE: Q. At the trial.

25 A. Yes. If I remember right,
26 it was me that brought it out, you know, about
27 this dice, like I was anxious to clear my
28 name before the dice came out, so at Mr.
29 Gebirtig's suggestion that I should go to court
30 and plead guilty to keeping a common gaming house.



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1 Q. We have heard about that,
2 Mr. Gehrig gave evidence, you know. Now,
3 you are saying one of the police officers
4 planted those dice there?

5 A. I am not saying they planted
6 them. They could be found on the floor. I
7 don't know what prompted him to say they
8 found them in my sock. I don't know what
9 prompted them to say that.

10 Q. I beg your pardon?

11 A. I don't know what prompted them
12 to say that, but that is what they said.

13 Q. They said they found them in
14 your sock?

15 A. Yes, yes.

16 Q. This police officer said that?

17 A. Yes.

18 Q. And when he was saying it,
19 he must have been lying?

20 A. I imagine so. Do you think it
21 would be beyond McDermott and Feeley to send
22 them in with anybody?

23 Q. You are saying that McDermott
24 and Feeley sent the dice in?

25 A. Well, do you think it would
26 be beyond them?

27 Q. Did you ask me whether they
28 wouldn't?

29 A. I didn't ask that. I am saying,
30 would you say it was beyond them?



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1 Q. Well, the police officer
2 framed you. Well, talking about reputations,
3 you didn't care too much about the reputations
4 of the people hanging around there, did you?

5 A. No. For instance -- what
6 do you mean?

7 Q. Well, how about Eddy Blair?
8 What about his presence?

9 A. I told you what he was. I
10 said he was associated with burglars. He
11 was working there because he wasn't an
12 active member of the gambling part of the
13 club.

14 Q. Well, he was pretty close to
15 it?

16 A. No, he wasn't pretty close
17 to it, sir.

18 Q. Didn't he go out and bring
19 the men, these other chaps?

20 A. No, he and Harry Tator went
21 out.

22 Q. He and Harry Tator?

23 A. Yes.

24 Q. And he was working at the club?

25 A. Yes, he was.

26 Q. This was to keep the robbers
27 away?

28 A. Well, he more or less thought
29 that if they thought he was connected with
30 the club they would more or less stay away.



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1. The first part of the report deals with the general situation of the country and the progress of the work during the year.
2. The second part contains a detailed account of the work done in the various departments of the institution.
3. The third part gives a summary of the results of the work and a statement of the financial position.
4. The fourth part contains a list of the names of the persons who have been employed during the year.
5. The fifth part contains a list of the names of the persons who have been elected to the various offices of the institution.
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30. The thirtieth part contains a list of the names of the persons who have been elected to the various offices of the institution.



1 Q. Did Eddy MacDonald hang around?

2 A. Eddy MacDonald, Les Erwin.

3 Q. Les Erwin? Who did nine

4 years for trafficking in narcotics, and

5 MacDonald, he is still in the penitentiary

6 for trafficking in narcotics?

7 A. Yes.

8 Q. You didn't consider their
9 reputations too bad?

10 A. They had nothing to do with
11 the gambling part of the game. When they
12 were working, they were doormen. If anything
13 broke out, you have to have somebody around
14 to keep things down. You have to have some-
15 body to stop it.

16 Q. Eddy MacDonald was a doorman?

17 A. Yes.

18 Q. Les Erwin was a doorman?

19 A. Yes.

20 Q. One of your doorman?

21 A. Yes, he was.

22 Q. Who else?

23 A. Eddy Blair. No, Eddy Blair
24 in fact had just quit. When we started the
25 club we had an argument, and he quit. He
26 quit just before because it was too boring
27 for him.

28 Q. And MacDonald?

29 A. MacDonald was a doorman too.

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ED/FTP/1

1 Q. He is doing twenty years now for
2 trafficking?

3 A. I am not interested in what they
4 are doing. I was interested in what they were
5 doing when working for me.

6 Q. Their reputations were all right
7 for your club?

8 A. No, their reputations were not
9 all right. They were all right for their
10 job. Joe could have got a job as doorman
11 if he wanted it.

12 Q. Did you ever offer him one?

13 A. I certainly did not.

14 Q. Was his reputation too bad for you?

15 A. No. If he had come and approached
16 me I would have given him a job as doorman.
17 His reputation might have been, but I didn't
18 want any part of him, that is all.

19 Q. When you said some one warned
20 you to lay off insofar as asking for this
21 money, then you did lay off?

22 A. Yes, I did.

23 Q. As I took you down, after the
24 gentleman, or this man spoke to you and said
25 that he (McDermott) had some very bad friends,
26 you said you would just forget about it and
27 let it lie until things changed?

28 A. Yes, more or less to that effect,
29 something to that effect, but I says they
30 wouldn't be looking after him for the rest of





1 their lives and that they had to leave them
2 some time.

3 Q. Then things did change, didn't
4 they?

5 A. Yes, they did.

6 Q. Feeley and McDermott got into a
7 lot of trouble?

8 A. Everything was disrupted.

9 Q. They went through a couple of
10 trials?

11 A. Yes.

12 Q. And this Royal Commission started?

13 A. Yes.

14 Q. Then you received a subpoena
15 on April 12th?

16 A. Yes.

17 Q. Or thereabouts?

18 A. Yes, around there.

19 Q. Now, you knew that Feeley and
20 McDermott were intimately connected with
21 this Royal Commission?

22 A. I know I read the papers every
23 night, yes.

24 Q. So things changed a bit by then,
25 hadn't they?

26 A. Then I took it for granted that
27 his keepers help him along, put it that way.

28 Q. Wouldn't it be proper to say
29 that Feeley and McDermott had got themselves
30 into an awful lot of trouble and you are a



1. The first part of the report deals with the general situation of the country and the progress of the work during the year.

2. The second part deals with the work of the various departments and the progress of the work during the year.

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19. The nineteenth part deals with the work of the various departments and the progress of the work during the year.

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1 person who has just been subpoenaed and you
2 were in a position to do them a lot of harm
3 or no harm at all. Didn't things then
4 change so you decided you needed your six
5 or seven thousand dollars at that date?

6 A. No, I needed the six or seven
7 thousand since I asked for it in 1955.

8 Q. Didn't you think it might be
9 an opportune time to get the six or seven
10 thousand dollars?

11 A. No, because I was trying to get
12 in touch with them for two years since they
13 first went to trial and I never seemed to
14 contact them.

15 Q. Didn't you consider this was
16 an opportune time to get the six or seven
17 thousand dollars?

18 A. No, I didn't think of it. I
19 didn't have no feeling for them at all.
20 I had the same feeling for them as they
21 had for me when they sent me to jail.

22 Q. So that probably all this was
23 just a coincidence at this time?

24 A. Just coincidence. What I read
25 in the paper about you saying everybody ---

26 THE COMMISSIONER: You mean McDermott
27 and Feeley?

28 A. The way you said everybody --
29 said they were like spiders, everybody was
30 being driven into their web. So I phoned



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1 you up and the first thing I said to you: "They
2 are not spillers, they are a couple of rats",
3 and that is how it came about.

4 Mr. ROSE: Q. Let me get back to the
5 question.

6 A. When I phoned you that was my first
7 thought to tell you about that. Then after I
8 thought I had better tell him I was going to
9 still collect the money one way or the
10 other.

11 Q. Are you finished?

12 A. Yes.

13 Q. Nothing more to say about it?

14 A. That is all right now.

15 Q. Listen to the question. May I
16 take it then that it is merely coincidence
17 that you laid off this demand for six or
18 seven thousand dollars for some time and
19 only renewed it after Feeley and McDermott
20 had got into a considerable amount of
21 trouble and you had been subpoenaed to
22 give evidence before this Commission, is
23 that correct?

24 A. Wait till I answer that question.

25 Q. All right, go ahead.

26 A. Now, I resumed trying to collect
27 the money, when I read in the paper, I felt
28 they were double-crossing everybody they
29 knew and "stooling" on everybody, so I took
30 it for granted that if they were -- had any



1. The first part of the document is a list of names and addresses, which are arranged in two columns. The names are written in a cursive script, and the addresses are written in a more formal, printed style. The list includes names such as "John Smith", "Mary Jones", and "Robert Brown", along with their respective addresses in various parts of the city.

2. The second part of the document is a table of numbers. The table has two columns, with the first column containing numbers from 1 to 10, and the second column containing numbers from 11 to 20. The numbers are arranged in a grid-like pattern, with each number occupying a specific cell in the table.

3. The third part of the document is a series of short paragraphs, each beginning with a different word or phrase. These paragraphs are arranged in a vertical column, and each one contains a few lines of text. The text is written in a cursive script, and the paragraphs are separated by small gaps.

4. The fourth part of the document is a list of names and addresses, which are arranged in two columns. The names are written in a cursive script, and the addresses are written in a more formal, printed style. The list includes names such as "John Smith", "Mary Jones", and "Robert Brown", along with their respective addresses in various parts of the city.

5. The fifth part of the document is a table of numbers. The table has two columns, with the first column containing numbers from 1 to 10, and the second column containing numbers from 11 to 20. The numbers are arranged in a grid-like pattern, with each number occupying a specific cell in the table.

6. The sixth part of the document is a series of short paragraphs, each beginning with a different word or phrase. These paragraphs are arranged in a vertical column, and each one contains a few lines of text. The text is written in a cursive script, and the paragraphs are separated by small gaps.

7. The seventh part of the document is a list of names and addresses, which are arranged in two columns. The names are written in a cursive script, and the addresses are written in a more formal, printed style. The list includes names such as "John Smith", "Mary Jones", and "Robert Brown", along with their respective addresses in various parts of the city.

8. The eighth part of the document is a table of numbers. The table has two columns, with the first column containing numbers from 1 to 10, and the second column containing numbers from 11 to 20. The numbers are arranged in a grid-like pattern, with each number occupying a specific cell in the table.

9. The ninth part of the document is a series of short paragraphs, each beginning with a different word or phrase. These paragraphs are arranged in a vertical column, and each one contains a few lines of text. The text is written in a cursive script, and the paragraphs are separated by small gaps.

10. The tenth part of the document is a list of names and addresses, which are arranged in two columns. The names are written in a cursive script, and the addresses are written in a more formal, printed style. The list includes names such as "John Smith", "Mary Jones", and "Robert Brown", along with their respective addresses in various parts of the city.



1 previously they certainly wouldn't have any now,
2 because they are two guys who will never die
3 in bed. They have got more enemies than
4 Hitler.

5 Q. Thank you, Mr. Simone.

6 THE COMMISSIONER: Is that all?

7 MR. ROSE: That is all I have.

8 MR. WILSON: Mr. Commissioner, I have
9 now got a record from the C.P.F. of this
10 witness and it has three items on it.
11 duplication of the
12 The third is a conviction on January 8th, 1951,
13 and the sentence of three months. The first
14 two are convictions of being found-in, on
15 March 15th, 1952, and December 9th, 1952.

16 The Hamilton Police report is to the
17 effect that there is no record of any kind
18 so far as this witness is concerned. So
19 his recollection of what Mr. Humphrey told
20 him and what happened there apparently is
21 correct.

22 Can we attach that to Exhibit 267?

23 THE COMMISSIONER: Make it part of
24 Exhibit 267.

25 MR. WILSON: There is one other question
26 or one other matter:

27 Q. You spoke to Sergeant Anderson,
28 you volunteered information to Sergeant
29 Anderson about Feeley and McDermott?

30 A. Yes.

Q. And did you volunteer that

[illegible]



1 information before you were subpoenaed in this ---

2 A. I met Mr. Anderson in the race
3 track last May -- not this year, the year
4 before the Commission was even thought of,
5 and we happened to get talking of McDermott
6 and Pealey. That is when they were on
7 trial.

8 Q. So that at that time did you
9 tell him about the money you had paid for
10 protection and so on?

11 A. I don't really remember if we
12 discussed anything like that, but I do recall
13 getting, talking to him before I was
14 subpoenaed, even this year, about -- I don't
15 recall whether I mentioned to Mr. Anderson
16 about the money; I don't know whether I
17 did or not.

18 Q. Maybe he can recall the conversation?

19 A. Yes.

20 Q. Or maybe he made notes about it?

21 A. I know there was a lot said. I
22 don't know whether that was ---

23 Q. That was long before you were
24 subpoenaed?

25 A. Oh, yes. As a matter of fact,
26 it was around March, February or March.

27 Q. Well, that is all.

28 MR. HOGG: Mr. Commissioner, I understood
29 Mr. Rose in his cross-examination to put to
30 this witness, with an exact time and date and



1 place, the fact that he had been convicted of
2 indecent assault and charged with a much
3 more serious sexual offence.

4 My understanding is that there is no
5 record of that sort at all with the Hamilton
6 Police Department.

7 THE COMMISSIONER: We have it clear. I
8 don't know where Mr. Rose had his information.

9 MR. ROSE: Mr. Hogg, you are wrong, and
10 I am sure, Mr. Commissioner, if you will
11 think back you can find that out, because
12 I put to this witness: Were you ever pinched
13 for anything else aside from gambling?

14 I specified the word "pinched" in his words,
15 and I asked him about Hamilton and he
16 said that he was "pinched" for that offence,
17 and I said, "Any other offence?", and he
18 said there were seven or there were eight
19 other offences or a total of seven or eight
20 for which he had been "pinched". I never
21 said what they were, and when Mr. Hogg
22 says I suggested he had committed a much
23 more serious offence, Mr. Hogg knows much
24 better than to say that.

25 THE COMMISSIONER: Let me pour oil on
26 the troubled waters. Are you all through
27 with this witness?

28 MR. ROSE: No, one other thing, Mr.
29 Commissioner. In addition I am informed
30 that the record is not complete. Mr. Humphrey





1 who was present knows what happened at that
2 particular time.

3 THE COMMISSIONER: Are you all through
4 with this witness?

5 MR. ROSE: I am through with him, sir.

6 THE COMMISSIONER: Are you through
7 with him, Mr. Hogg?

8 MR. HOGG: I have one question in addition
9 to this matter that I wish to raise.

10 THE COMMISSIONER: Let me hear it.

11 MR. HOGG: I would like to ask this
12 witness if there was any connection, if he
13 knows of any connection between the fire he
14 referred to and the fire at a club in Leaside.

15 THE WITNESS: No.

16 THE COMMISSIONER: Are you through
17 with this witness?

18 THE MR. WILSON: I am through with him.

19 THE WITNESS: Can I answer to that
20 question about that conviction, that I said
21 to Mr. Humphrey ---

22 THE COMMISSIONER: Wait a minute. We
23 have the record of your convictions that you
24 say is correct. All right, that settles that.
25 You may stand down.

26 ---The witness withdrew.
27

28
29
30 MR. WILSON: I call Mrs. Clark.





1 GRACE CLARK, sworn.

2 THE COMMISSIONER: Do you care to sit down?

3 A. Well, I wouldn't mind.

4 THE COMMISSIONER: Get the lady a chair.

5
6 EXAMINED BY MR. WILSON:

7
8 Q. Where do you live?

9 A. I live at 2 Edilou Drive in Alderwood.

10 Q. What is your husband's name?

11 A. Ralph.

12 Q. Ralph Clark?

13 A. Yes, sir.

14 Q. And you know that he was subpoenaed
15 to be a witness before this Commission?

16 A. Yes, the one time.

17 Q. And when did you last see your

18 husband?

19 A. Last Wednesday.

20 THE COMMISSIONER: That would be yesterday?

21 A. No, sir, it was a week ago
22 Wednesday.

23 Q. A week ago yesterday?

24 A. Yes.

25 MR. WILSON: Q. And did he leave home at
26 that time?

27 A. Well, I was out doing some washing.
28 I took him downtown that day and then I went
29 to do some washing, and when I came back there
30 was a car in the driveway which were detectives



UNITED STATES DEPARTMENT OF AGRICULTURE

Report of the Commissioner of the General Land Office

for the year ending June 30, 1904

Presented to the Senate and House of Representatives

ANNUAL REPORT

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1 that had subpoena for him, yes.

2 Q. And this was the day he disappeared?

3 A. Yes.

4 Q. And have you heard from him since?

5 A. No.

6 Q. And do you know where he is?

7 A. No. Well, I understand that he
8 is in Montreal or he told me at one time that
9 he was going to go to Montreal.

10 THE COMMISSIONER: When did you last hear
11 from him?

12 A. Well, the last I seen him was
13 last Wednesday.

14 Q. When did you last hear from him?

15 A. That was it, last Wednesday.

16 Q. That is, a week ago yesterday?

17 A. Yes.

18 MR. WILSON: Q. Where did he call you
19 from at that time?

20 A. It was in the city.

21 Q. In Toronto?

22 A. Yes, as far as I know.

23 Q. And did he tell you that he was
24 going away at that time?

25 A. He gave me to understand, yes, he
26 wouldn't be home.

27 Q. And did he give any explanation
28 as to why he was going away?

29 A. No. He said, well, actually he
30 said he didn't want to come down here, didn't

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1 want the publicity before all this -- to come
2 down to the Commission again.

3 Q. Why do you say he is now in
4 Montreal?

5 A. Well, that is where I understood
6 him to say that before -- previous to this
7 before we had talked and he said that he
8 would rather go down to Montreal than to
9 come and have all the publicity of the
10 Commission.

11 Q. Did he tell you he had talked
12 this over with McDermott and Feeley?

13 A. No, he did not.

14 Q. Did you know he had been talking
15 with McDermott and Feeley?

16 A. No, I don't know anything about
17 my husband's business. I am just a housewife
18 and I have tried to cut myself off from that
19 part of any of his life at all.

20 Q. What is his business?

21 A. Well, he was being a gambler,
22 like, he had a small bookmaking business until
23 last summer.

24 Q. Now, do you think that you could
25 get in touch with him and advise him that ---

26 A. I haven't heard from him. I
27 don't know where I could get in touch with him.

28 Q. I suggest you try and advise
29 him that if he does not turn up, a bench
30 warrant will be asked for by us.





1 A. Yes, sir.

2 Q. Do you understand a bench warrant?

3 A. No, sir, I don't.

4 Q. Well, he will. I think that is
5 all.

6 THE COMMISSIONER: That is all you can
7 help us on to-day, is it, Mrs. Clark?

8 A. Yes, your honour, it is.

9 MR. WILSON: That is all, thank you.

10 THE COMMISSIONER: Just a moment. Is
11 my information correct that you have got
12 some children at home with you?

13 A. Yes, sir.

14 Q. I suppose you are relying on him
15 to support you and the children?

16 A. Yes, I am.

17 Q. It would be natural that he would
18 get in touch with you for that purpose?

19 A. I would hope so, sir.

20 Q. I would hope so, too. You do your
21 best to get in touch with him and tell him we
22 want him down here.

23 A. Yes, I will, your honour.

24 Q. All right.

25 ---The witness left the stand.
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29 MR. WILSON: I will call Mr. Peter Sacco.
30 Mr. Swayze is also appearing for Mr. Sacco.



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PETER SACCO, sworn,

MR. SWAYZE: Mr. Commissioner, again I would like to ask for the protection of The Canada Evidence Act for my client.

THE COMMISSIONER: All right, he has the protection of The Canada Evidence Act.

THE WITNESS: Can I have the protection of The Canada Evidence Act??

MR. SWAYZE: I would like to repeat my request ---

THE COMMISSIONER: Under The Canada Evidence Act, yes.

MR. SWAYZE: And I would ask, Mr. Commissioner, that he have the same consideration as the former witness, Mr. Borelli.

THE COMMISSIONER: That is right, he doesn't have to answer each question: it is understood he is objecting to each. He is obliged to answer to it by reason of the fact that he is here, but he has the protection of the Statute.

MR. SWAYZE: I also ask that he have the same consideration as the other witness.

THE COMMISSIONER: We will see. I don't know anything about that yet.

EXAMINED BY MR. WILSON:

Q. Where do you live?



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1 A. 1663 Slater Avenue, Niagara Falls,
2 Ontario.

3 Q. Have you lived in Niagara Falls
4 all your life?

5 A. Yes, sir.

6 Q. How old are you?

7 A. Fifty-four.

8 Q. Now, will you look at that record
9 starting in 1923 and going up to 1959, police
10 record, and tell me whether it is correct,
11 and also whether that is a photograph of
12 yourself attached thereto.

13 A. This is a photograph of me, sir.

14 THE COMMISSIONER: Is that police
15 record that you have in your hand correct?

16 A. As far as I can remember, yes, sir.

17 ---Exhibit 240: Criminal record of Peter Sacco.
18

19 MR. WILSON: Q. Is your nickname "Black
20 Pete"?

21 A. Yes, sir. They call me that, just
22 a nickname.

23 Q. Now, did you operate a gambling
24 game at the Polo Club in Niagara Falls with
25 Dominic Simone around 1952?

26 A. Yes, sir.

27 Q. And what was the address at which
28 that game was carried on?

29 A. 1693 Victoria.

30 Q. That was the address where the



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1 Ramsay Club later carried on, and who owned the
2 premises?

3 A. My brother.

4 Q. Your brother, and what is his name?

5 A. James Secco.

6 Q. Were there just the two of you as
7 partners in that operation?

8 A. That is right.

9 Q. And was there an employee named
10 Reg Guadagno, or how do you pronounce it?

11 A. I don't remember, sir.

12 THE COMMISSIONER: Don't you remember Reggie?

13 A. No, I don't remember him.

14 Q. Pardon?

15 A. I didn't remember him, I don't
16 remember him, seeing him.

17 MR. WILSON: Q. Well, who were the
18 helpers you had?

19 A. Simone brought his helpers down
20 from Toronto here.

21 Q. He brought the crew down, did he?

22 A. That is right.

23 Q. And you say you didn't know all
24 of them?

25 A. No, I didn't.

26 Q. Did some of them stay on after
27 Simone pulled out?

28 A. When Simone pulled out they all
29 left with him.

30 Q. You say they all left with him. How



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1 long did this game^{go}/on that was operated by Simeone
2 and yourself?

3 A. About a month or two, maybe a
4 little longer. It is hard to say because
5 then we got arrested.

6 Q. Yes, and you were charged and
7 convicted?

8 A. That is right.

9 Q. And fined \$2,500 on May 1st, 1952?

10 A. That is right.

11 Q. Did you know Benjamin Niccoletti?

12 A. No, sir.

13 THE COMMISSIONER: Do you not know him?

14 A. No, sir.

15 MR. WILSON: Q. Let us have the photograph
16 of him and show it to the witness. What exhibit
17 is that?

18 THE REGISTRAR: 261.

19 MR. WILSON: Have you ever seen that man
20 before?

21 A. No, I have not, sir.

22 THE COMMISSIONER: What is his answer?

23 MR. WILSON: Better put your glasses on.

24 A. No, I have not, sir.

25 Q. Did you know Dominic Mantelli?

26 A. No, sir.

27 Q. Show him Dominic Mantelli's picture.

28 I don't think you need to cover up the -- he
29 says he doesn't know.

30 Do you know the man who is shown in that



1 photograph?

2 A. No.

3 Q. Now, after your conviction, isn't
4 it a fact that you carried on a game with other
5 partners at that same address?

6 A. No, sir.

7 Q. What was carried on at that
8 address after Simone left?

9 A. After Simone left we used to play
10 pinocle and bridge.

11 THE COMMISSIONER: Who?

12 A. He and any of the Italian boys
13 that was around that wanted to come up and
14 play, they were welcome to come in.

15 Q. Describe the premises to me?

16 A. It is on Victoria Avenue.

17 Q. Yes, was it a downstairs premises
18 or upstairs?

19 A. No, upstairs.

20 Q. What was downstairs?

21 A. A post office.

22 Q. Post office?

23 A. Yes, post office now.

24 Q. What was it then?

25 A. It was a souvenir store.

26 Q. How did you get up to the ---

27 A. Stairs on the side.

28 Q. An outside entrance?

29 A. That is right.

30 Q. Outside stairway?



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A. That is right.

Q. And what was the upstairs, was it divided off into rooms?

A. It had two rooms.

Q. Large or small?

A. Large -- well, one was separated in the middle, like, you know.

Q. Two large rooms?

A. Yes.

Q. Was there furniture in it when you and Simone operated the Polo Club?

A. Yes, but they confiscated, and the Chief of Police made me bring it out to the police station.

Q. Yes?

A. And that was it. They kept it there.

Q. Then it was taken out and there was no furniture left there?

A. Just a table, small card table and a couple of chairs.

MR. WILSON: Q. You used the Goldfield Club charter at that address after you were convicted, didn't you?

A. That was away after that, sir.

Q. Was it away after that?

A. Yes, sir.

Q. How long did you use the Goldfield Club charter?

A. Well, we tried to get the Goldfield



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1 Club charter but we never did get it. We tried
2 to ask for a branch and they would not give it.
3 So that was it.

4 THE COMMISSIONER: Who is "we"?

5 A. Well, some of the boys there wanted
6 it.

7 Q. Who were they?

8 A. Well, I just don't remember right
9 now, sir.

10 Q. Are you sure?

11 A. That is right.

12 Q. Don't remember any of them?

13 A. No, some.

14 Q. Who were the some you remember?

15 A. Well, I was one that suggested it.

16 Q. Yes?

17 A. Some of them, but I don't remember
18 who the rest would be, to be honest with you. I
19 don't remember who they were. One of the lads
20 was from -- he was working at the Hydro, I
21 think, and he was from Timmins. I guess he
22 tried to get it down there. That is how
23 it was. I guess they cancelled ---

24 Q. What was his name?

25 A. I don't remember, sir. They were
26 talking about it in there amongst themselves.

27 Q. Why did you want a charter?

28 A. I don't know what they wanted it for.

29 Q. Now, please.

30 A. That is right.



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1 Q. You wanted it for the same reason
2 that you had the Polo Club charter?

3 A. No, I didn't want it because I
4 didn't want to have no more crap games. I got
5 enough trouble out of it.

6 Q. Let me see his record. You say
7 it was in May, 1952, that he was convicted.
8 It is March 16th, according to this.

9 How much were you fined when you were
10 convicted?

11 A. \$2,000 and something.

12 THE COMMISSIONER: This is it, March 16th,
13 Mr. Wilson.

14 MR. WILSON: I think I might have talked
15 about the date of the offence rather than the
16 date of the conviction, or vice versa.

17 THE COMMISSIONER: You knew when you were
18 operating there under the Polo Club charter,
19 that that gave you some measure of protection,
20 having a charter?

21 A. That is what I thought.

22
23 (Page 11135 follows)
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1 Q. That is what you thought, yes.

2 Then you wanted - after you were convicted
3 did you lose the charter?

4 A. That is right.

5 Q. Then you say "We tried to
6 get another one"?

7 A. Yes.

8 Q. Namely the Goldfield charter?

9 A. Yes, sir.

10 Q. For the same purpose?

11 A. Not for the same purpose.

12 Q. For what purpose?

13 A. Just so that we could congregate
14 and hang around there. They figured they
15 wanted to do that.

16 Q. You can do that without a
17 charter.

18 A. They wanted to get it, I don't
19 know what for. I guess this lad was from
20 Timmins that was working at the Hydro and he
21 wanted to bring it down, I guess, as far as
22 I am concerned. I didn't know. They were
23 talking amongst themselves.

24 Q. You said, "We tried to get
25 the Goldfield charter".

26 A. Well, I suggested it with him.

27 Q. You suggested it?

28 A. No, I didn't suggest it. I
29 was one of them, the group, that were speaking
30 of it.



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1 Q. That is what I was saying.

2 Why did you want it?

3 A. Just to have a charter.

4 Q. But you could gather there
5 without a charter?

6 A. Well, just to have a charter,
7 that is all.

8 Q. For protection, like the Polo
9 Club charter?

10 A. No.

11 Q. Are you swearing to that?

12 A. Yes, I didn't want to have
13 no more crap games. I had enough trouble
14 with it.

15 MR. WILSON: Q. Why did you get
16 mixed up with the Ramsey Club when it got going?

17 A. I wasn't mixed up in it.
18 I was just a member.

19 Q. You were just a member?

20 A. That is right.

21 Q. We have had pains filed here
22 a brief known as the Ramsey brief, Exhibit
23 102 and it lists the Canadian keepers in
24 there as Ralph Agretti, steward, and Albert
25 Iannuzelli, top Canadian boss.

26 A. I never seen Albert Iannuzelli
27 in there at any time.

28 Q. You never did?

29 A. No, sir.

30 Q. What interest did he have?



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1 A. I don't know.

2 Q. Louis Iannuzelli, he counted
3 the money?

4 A. No, Louis used to come up
5 there but I never seen him count any money.

6 Q. No, and Michael Poul, he was
7 the watchman on the roof, wasn't he?

8 A. I never seen him on any roof.

9 Q. Did you see him around there?

10 A. I seen him, but I never seen
11 him on the roof.

12 Q. Are you sure?

13 A. I never seen him on the roof,
14 just playing cards, like I was doing.

15 Q. What about Peter Mitchell?

16 A. Used to play cards with us
17 up there all the time.

18 Q. Didn't he have the lunch
19 counter there?

20 A. I don't remember, sir, of that.

21 Q. What about John Slocane?

22 A. I don't know.

23 Q. You don't remember?

24 A. No, I don't remember him doing
25 anything.

26 Q. It says:

27 "Peter Sacco, convicted gambler -

28 "brother of landlord of building.

29 "Helps out on door at top of

30 "stairs."



1 A. I never did, sir, at any
2 time.

3 Q. You deny that?

4 A. Yes, sir.

5 Q. What about the Americans that
6 were mixed up in this operation, you said that
7 you had never met Benjamin Nicciotti?

8 A. No, I didn't.

9 Q. Dominic Mantel?

10 A. No, I didn't.

11 Q. Frank Cabello?

12 A. No, I didn't.

13 Q. Who were the dealers, were
14 they Canadians or Americans?

15 A. I guess they were Americans.
16 I didn't know who they were.

17 Q. You say you didn't know the
18 names of any one of them?

19 A. I didn't, none of them.

20 Q. None of them?

21 A. None of them. I knew most
22 of the Canadians.

23 Q. Who brought them in each night?

24 A. I don't know.

25 Q. Who was the doorman?

26 THE COMMISSIONER: I take it from
27 your name, Mr. Sacco, that you are of Italian
28 descent?

29 A. That is right.

30 Q. Were the dealers also of Italian



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1 descent?

2 A. No, as far as I know they
3 didn't talk Italian. They were always speaking
4 English, the guys who were there, but I don't
5 know who brought them there.

6 Q. They were from across the
7 river?

8 A. As far as I know.

9 Q. How did you know that?

10 A. Well, that is what I thought.
11 I didn't know who they were. They were not
12 from around Niagara Falls so I didn't know
13 who they were or where they were from.

14 Q. Because they were not from
15 Niagara Falls, Ontario, you assumed they came
16 from across the river?

17 A. I don't know. It might be
18 or it might not be.

19 Q. Did Simone tell you they were
20 from Niagara Falls, New York?

21 A. No, I never asked anybody.
22 I used to go up and play short tines, me,
23 Peter Mitchell - we used to play bridge,
24 pinochle, the three of us ("Cutthroat pinochle"
25 they call it), me, Peter, and this Louis
26 Iannuzelli, used to play quite often, pretty
27 near every night.

28 Q. Who brought in the money for
29 the bank game?

30 A. I never seen who brought it in.



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1 Q. You never seen who brought
2 it in?

3 A. I never saw it, because I
4 was never down near the pool table at any
5 time. I was up the other end of the building.

6 Q. How many dealers did they
7 have?

8 A. I don't know.

9 Q. You didn't count them?

10 A. I never hung around there.
11 If they decided to play, there was guys playing
12 amongst themselves, and I never seen no dealers,
13 in there.

14 Q. How did you get in these
15 premises?

16 A. Up the side of the premises.

17 Q. How did you get in?

18 A. Go through the door in the
19 building.

20 Q. You are saying the door was open
21 all this time, are you swearing to that?

22 A. Yes, the door was open when
23 at
I went in and, all times.

24 Q. At all times?

25 A. That is right.

26 THE COMMISSIONER: Q. Could anybody
27 walk in?

28 A. When I went in there, I used
29 to go in around sometimes eight, sometimes
30 nine, sometimes a little earlier, sometimes a



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1 little later, and the door was open when I
2 went in there.

3 Q. You mean unlocked?

4 A. Yes, sir.

5 Q. So anybody could walk in?

6 A. That is right. At that hour
7 when I went in it was always open and I would
8 walk in.

9 MR. WILSON: Q. What time would you
10 leave as a rule?

11 A. I used to leave sometimes two
12 and three o'clock in the morning.

13 Q. At any time when you were
14 there did you ever find the door locked?

15 A. There was a front door which
16 was always open at the bottom.

17 Q. Always open?

18 A. Always open, the bottom door.

19 Q. Was there a doorman there?

20 A. They had a little fellow
21 there. I don't know who he was, a little
22 crippled fellow.

23 Q. Would it be Isadore Segal?

24 A. I think that is who it was.
25 "Gimp" they used to call him. I don't know
26 his right name.

27 Q. Were you ever there when
28 the police made a raid?

29 A. I was there the night they
30 made the raid in the morning.



1. The first part of the book is devoted to a general survey of the subject.

2. The second part is devoted to a detailed study of the various aspects of the subject.

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28. The twenty-eighth part is devoted to a study of the various aspects of the subject.

29. The twenty-ninth part is devoted to a study of the various aspects of the subject.

30. The thirtieth part is devoted to a study of the various aspects of the subject.



1 Q. More than one raid were you
2 there?

3 A. I was there a couple of times
4 I guess.

5 Q. Was the door always open when
6 the police came?

7 A. I couldn't tell you, because
8 I wasn't down there. I couldn't say.

9 Q. The times when you were there,
10 when the police came?

11 A. I was playing at the other
12 end of the building. I don't know if it
13 was open or somebody opened it. I couldn't
14 tell you.

15 Q. Now, who owned this building?

16 A. My brother.

17 Q. Your brother, and did you look
18 after his interest in the building or did he
19 take care of that?

20 A. No, I used to rent it from
21 him.

22 Q. You used to rent it from him?

23 A. From my brother, I rented it
24 for \$50 a month from him and I rented it to
25 Dan Maglio for \$75.

26 Q. Are you speaking now of the
27 time that the club, the Ramsey Club, was being
28 carried on there?

29 A. That is right. That is what
30 you are talking about.



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1 Q. That is right. Who is the
2 man you say you rented it to?

3 A. Dan Maglio.

4 Q. M-a-g-l-i-o?

5 A. That is right.

6 Q. And where does he live?

7 A. Niagara Falls, New York.

8 THE COMMISSIONER: Just a moment.

9 How do you spell Maglio?

10 A. M-a-g-l-i-o.

11 Q. For \$75 a month?

12 A. That is right, and I gave my
13 brother \$50. That is what he used to charge
14 me, \$50.

15 Q. How long a lease did Maglio
16 have?

17 A. I didn't give him a lease.

18 Q. He was a month to month tenant,
19 was he?

20 A. That is right. Maglio paid
21 me the first month when he rented the premises.

22 Q. Yes?

23 A. Then, Ralph Agretti used to
24 give me the money. He was the steward of the
25 club.

26 MR. WILSON: Q. Were you there the
27 night of the raid that resulted in the
28 prosecution?

29 A. Yes, sir.

30 Q. What were you doing there that



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1 night?

2 A. I was playing pinochle.

3 Q. Playing pinochle?

4 A. That is right.

5 Q. You had about \$358. on you
6 and \$309 of that was American?

7 A. That is right.

8 Q. Do you usually carry around
9 that much when you are out to play pinochle?

10 A. No, but I won money that night.

11 Q. You won?

12 A. We were playing cent a point
13 bridge earlier, and I won close to \$70 playing
14 bridge, and pinochle we played \$10 a man.

15 Q. And close to \$30,000 was
16 found on the ---

17 A. They never found that on me.

18 Q. But the total amount that
19 was taken that night.

20 A. I don't know. They didn't
21 tell me about that.

22 Q. You were well aware that a
23 bank game was going on there night after
24 night?

25 A. I never seen no bank game
26 when I was there.

27 Q. But you told us you know
28 these American dealers came in every night?

29 A. I never seen no dealers.
30 I didn't know who they were. I know there



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was lots of Americans but I didn't know what
they were there for.

(Page 11145 follows)



1912

Vol. 1

THE HISTORY OF THE
CITY OF BOSTON

FROM THE FIRST SETTLEMENT
TO THE PRESENT TIME

BY

JOHN B. HENNING

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DD/A
1 Q. In other words, you were how far
2 away from the pool table where they were
3 throwing dice?

4 A. I was from here to that there
5 third table.

6 Q. To that third table, about thirty
7 feet?

8 A. That is right.

9 Q. Did they bother you?

10 A. No.

11 Q. How many people would be around
12 that pool table every night, on an average?

13 A. I couldn't tell you. I never
14 counted them.

15 Q. What would you suggest?

16 A. Well, I couldn't say.

17 Q. Thirty, forty?

18 A. I couldn't say.

19 Q. You couldn't say how many men?

20 A. There might have been more, there
21 might have been less, for all I know, but I
22 don't know how many there were because I
23 didn't bother with them. I used to come up,
24 me, Pete Mitchell, a few more, used to play
25 either bridge or pinochle. If there wasn't
26 enough for a foursome, three of us could
27 play this one game and later on any people
28 that came, but as far as the rest, the
29 people came but I never played with them
30 up there at any time.



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1 Q. How well ^{did} you know Dan Maglio?

2 A. I didn't know Dan Maglio well,
3 except the one time I saw him.

4 Q. How did you get in touch with him?

5 A. I was in the "Bright Spot". There
6 would be a group of Italians there.

7 Q. You were where?

8 A. The "Bright Spot", and he walked
9 up to me out of a clear sky and asked me if
10 I was the owner of the building and I said,
11 "No, my brother". He said, "Did you want
12 to rent the upstairs?", and I said, "Sure".

13 Q. Yes?

14 A. And I rented it.

15 Q. Did you not enquire what kind of
16 business he was going to carry on?

17 A. He said they were going to have
18 a club there.

19 Q. He said they were going to have
20 a club. Did you ask him where he came from?

21 A. I didn't, to be honest with you.

22 Q. You didn't?

23 A. No.

24 Q. You knew that he came from across
25 the river?

26 A. After I did.

27 Q. You found that out after?

28 A. Yes. I asked this lad who he was
29 and he told me that he was from Niagara Falls,
30 New York.



THE UNITED STATES OF AMERICA
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the following is a true and correct copy

of the original as the same appears on file

in the office of the Secretary of the Interior

at Washington, D. C.

This 1st day of January, 1900

Witness my hand and the seal of the Department of the Interior

at Washington, D. C.

I, Secretary of the Interior

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at Washington, D. C.

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I, Secretary of the Interior

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at Washington, D. C.



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Q. You asked what lad?

A. There was a lad in there ---

MR. WILSON: Q. You will have to speak up.

A. There was a lad from Niagara Falls
I asked who this Dan Maglio was, and he told me.

Q. What did he tell you?

A. That he was from Niagara Falls,
New York.

Q. Did he tell you he was a gambler?

A. No.

Q. What did he tell you he did?

A. He didn't say. Just told me
he was from Niagara Falls, New York.

Q. You didn't care to enquire what
he did?

A. No, he looked like a gentleman
to me.

Q. You knew what he did after, after
he took over the premises?

A. I never seen him in the place after
that.

Q. You never did?

A. No, sir, never see him there.

Q. It is his friend that came,
was it?

A. No, Ralph Agretti paid the rent
after that. He was the steward.

Q. Ralph Agretti did?

A. Yes.

Q. Where had Ralph Agretti been before



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1 he came to your club?

2 A. He was steward there. I didn't
3 know where he was.

4 MR. WILSON: Now, it is five after 5.00,
5 Mr. Commissioner, so somebody tells me. I
6 guess we will resume in the morning.

7 THE COMMISSIONER: Yes, 10.00 o'clock
8 to-morrow morning.

9 MR. WILSON: Mr. Commissioner, I think
10 this witness should be warned not to talk about
11 this with anybody while ---

12 THE COMMISSIONER: Have you been talking
13 to anybody here to-day?

14 A. My brother, just sat there with him,
15 and I haven't been talking to him about anything ---

16 THE COMMISSIONER: All right, don't talk
17 to anybody else.

18 ---whereupon the hearing adjourned at 5.05 p.m.
19 until 10.00 a.m., Friday, September 28, 1962.

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VOLUME NO.

55

ROYAL COMMISSION

ON CRIME

IN ONTARIO

DAILY TRANSCRIPT
OF PROCEEDINGS

Date .. ~~Friday~~ Sept. 28/62.

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A/1/DO'H

FRIDAY, SEPTEMBER 23, 1962

---On resuming at 10:22 a.m.

MR. WILSON: I will call Chief
Constable Lawrence.

LEONARD GEORGE LAWRENCE, sworn

EXAMINED BY MR. WILSON:

Q. You are the Chief Constable
for the City of Hamilton?

A. Yes, sir.

Q. And how long have you occupied
that office?

A. Eleven years.

Q. And in 1958, were you approached
by the late Chief John Truatsch of Kingston
who, at that time, I believe, was the President
of the Chief Constables' Association of
Ontario, in regard to certain problems in the
police force in Peterborough?

A. I was. At that time I was
President.

Q. At that time you were President?

A. Yes.

THE COMMISSIONER: Q. What is
the Association called?



THE JOURNAL OF THE

1910

Vol. 1, No. 1, January 1910

Published by the

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OF

PHYSICISTS

AND

ASTROPHYSICISTS

OF

THE UNITED STATES

AND

FOREIGN COUNTRIES

OF

THE AMERICAN ASSOCIATION

OF PHYSICISTS AND ASTRONOMERS

OF THE UNITED STATES

AND FOREIGN COUNTRIES

OF

THE AMERICAN ASSOCIATION

OF

PHYSICISTS AND ASTRONOMERS

OF

THE UNITED STATES

AND FOREIGN COUNTRIES



1 A. Chief Constables' Association
2 of Ontario.

3 MR. WILSON: Q. Now, as a result of
4 that contact with Chief Truatsch, what did you
5 do in regard to the Peterborough Police Force?

6 A. I went to Peterborough on a
7 Sunday morning late in March, 1958.

8 Q. Yes?

9 A. And there interviewed the
10 chairman of the Board of Commissioners of Police,
11 Magistrate Waddell, and the mayor of the City
12 of Peterborough. At that time I believe his
13 name was Mr. McCullough. I later interviewed
14 Chief Constable Naples in regard to certain
15 problems experienced in the City of Peterborough,
16 and in respect to the policing of that city.

17 Q. As a result of that meeting
18 and discussions of their problems was a
19 decision reached to advertise for a deputy chief,
20 or what was the position that was being
21 advertised?

22 A. When we left Peterborough at
23 that time, it was arranged that Chief Constable
24 Truatsch would submit a report to Magistrate
25 Waddell, the chairman of the Police Commission,
26 advocating recommendations in respect to
27 improving efficiency of the department.

28 Magistrate Waddell called me in
29 September of 1958, and said that he had just
30 returned from a trip overseas and had been



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1 in touch with Chief Truatsch and found that
2 his health had deteriorated to the extent at
3 that time that he could not submit this report,
4 and asked me if I would submit the report.

5 I informed the Magistrate that I was no
6 longer president of the Association, and the
7 new president was Chief Patrick of Kitchener.
8 I told the Magistrate that I would convey
9 this to the new president, Chief Patrick,
10 in October, 1958, which I did.

11 The next contact was made by
12 Magistrate Maddell to Chief Patrick in October,
13 1958.

14 Q. Well then, as a result of
15 that contact, what happened? If you want to
16 refer to any notes or dates, do so.

17 A. I have a statement that was
18 given to Inspector Graham in May of 1961,
19 if it would be ---

20 Q. I have a copy of that. I don't
21 think we need to go into all the details. Am
22 I right in saying a decision was reached to
23 look for a prospective Deputy Chief?

24 A. That is right, yes.

25 Q. And there were certain
26 qualifications which you recommended in the
27 report, or was recommended in the report of
28 the type of man you were looking for?

29 A. That is right.

30 Q. Then, how was the selection



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1 committee set up?

2 A. Originally the selection
3 committee was designated to be Chief Patrick,
4 Chief Knight, Chief McGill.

5 Q. Chief Knight of London?

6 A. Chief McGill of Toronto
7 Township.

8 THE COMMISSIONER: Q. Not too quickly,
9 please. Chief McGill of Toronto Township?

10 A. Chief Lawrence of Hamilton
11 and Chief Patrick.

12 MR. WILSON: Q. Of Kitchener?

13 A. Of Kitchener. That was due
14 to the fact that Chief Patrick was contemplating
15 attendance at the International Chiefs'
16 Association at Miami Beach. Chief Patrick
17 appointed Chief Kerr of Brantford as the
18 fourth member of this selection committee.

19 Q. As a result of the advertisement
20 that was placed in the papers, you received a
21 number of applications?

22 A. Approximately 20, sir, I
23 received.

24 Q. Do I understand your committee
25 boiled the applications down to eight that
26 you thought would be the proper group to
27 interview personally?

28 A. That is correct, sir.

29 Q. And then did the four of you,
30 that would be Knight, Kerr, McGill and yourself,



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1 interview these eight applicants at Peterborough?

2 A. Yes. We went to Peterborough
3 in October, the 28th, 1958, and there ---

4 Q. Yes?

5 A. And there interviewed the
6 eight applicants for the position and submitted
7 to the eight applicants, three tests. One,
8 a test of practical judgment. Two, an
9 army general classification test.

10 THE COMMISSIONER: Q. A what?

11 A. An army general classification
12 test. Three, a general knowledge test.
13 And four, a personal interview with all four
14 Chiefs participating, with each of the
15 applicants. The testing and interviewing
16 began at six p.m. on October 28th. That was
17 a Friday, and it was concluded about 2:15 a.m.
18 in the morning, Saturday morning.

19 MR. WILSON: Q. Now, among this group
20 of eight, was William J. Shrubb, at that time
21 a corporal in the G.P.F.?

22 A. Would you repeat that name
23 again, please?

24 Q. Among this group of eight
25 was William J. Shrubb, at that time a corporal
26 in the G.P.F.?

27 A. Correct.

28 Q. And am I right in saying that
29 as a result ---

30 THE COMMISSIONER: Mr. Wilson, I am



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1 just wondering if we can shorten the matter.
2 You have a number of other Chief Constables
3 here this morning.

4 MR. WILSON: Yes, they are right
5 here in the courtroom.

6 THE COMMISSIONER: I was going to
7 suggest they could be and perhaps their evidence
8 could be shortened.

9 MR. WILSON: Yes.

10 Q. Now, am I right in saying
11 that following these tests and interviews of
12 these eight candidates, that two of them came
13 up with the same, you might say, rating? The
14 highest rating. And you thought Shrubb and
15 one other, and I don't want any other names
16 mentioned, were equal?

17 A. Corporal Shrubb and another
18 man attained a percentage mark of 94 per cent
19 on the rating test.

20 Q. Yes?

21 A. As the result of an interview
22 with all the candidates, including Corporal
23 Shrubb and this other man, it was the unanimous
24 choice of the selection committee that the
25 most qualified man was for this position was
26 Corporal William J. Shrubb.

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28 (Page 11157 follows)
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HJH/1

1 Q. And did you have the authority to
2 make the appointment, or did you just make a
3 recommendation to the Board of Police
4 Commissioners?

5 A. A recommendation was made to the
6 Board of Police Commissioners of the City of
7 Peterborough on Saturday morning, October 29th,
8 1958.

9 Q. And subsequently they made the
10 final choice, as the Board of Police
11 Commissioners?

12 A. That is right, sir.

13 Q. And they chose Shrubb?

14 A. They chose Shrubb as an Inspector
15 of Police.

16 Q. Now, at any time while you were
17 considering this ---

18 THE COMMISSIONER: What was that?

19 A. They chose Shrubb as an Inspector
20 of Police.

21 Q. I suppose that was because the
22 then Chief was in ill health?

23 A. I wasn't present at the other --
24 the other three Chiefs were present at the
25 interviews. I had a heavy cold, and was
26 indisposed at the time. I understand that
27 it was a recommendation of the three Chiefs
28 that whoever they selected, that it be confined
29 to the rank of Inspector at that time.

30 MR. WILSON: And that was in fact the



10



1 rank they gave him?

2 A. That is correct, sir.

3 Q. Now, in Mr. Wintermeyer's speech ---

4 THE COMMISSIONER: Exhibit 3, please.

5 MR. WILSON: Yes, Exhibit 3, on page 102,
6 on the left hand column, in the first paragraph --
7 or the first paragraph indicated on that
8 page, there is a statement:

9 "There has been evidence that Mr.

10 "Shrubb became deputy chief at

11 "Peterborough because the gamblers

12 "wanted him out of the Anti-

13 "Gambling Squad, and accomplished

14 "this by bribing some members of

15 "the select committee which chose

16 "Mr. Shrubb for the job."

17 Q. Now, did any person, either directly
18 or indirectly ---

19 THE COMMISSIONER: I did not spot that
20 page.

21 MR. WILSON: 102, on the top left hand
22 corner, right at the top. It is the last
23 sentence in that paragraph ending at the top
24 of the page.

25 THE COMMISSIONER: Yes, thank you, I see
26 it now.

27 MR. WILSON: Did any person attempt to
28 influence your decision, either directly or
29 indirectly, leading up to the recommendation
30 that Shrubb be appointed?



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A. No, sir.

Q. And do you know either Joseph McDermott or Vincent Peckley?

A. No.

Q. Or James Ryan?

A. No, sir.

Q. Do you know a Paddy Conklin?

A. I know Paddy Conklin, yes.

Q. Did he in any way communicate with you in regard to this selection of Shrubbs?

A. No, sir. I haven't seen Paddy Conklin since 1954.

Q. I think that is all, thank you.

THE COMMISSIONER: Have you any questions, Mr. Hogg?

MR. HOGG: Yes, I have a few, Mr. Commissioner, but I wonder whether the cross-examination of this witness could be postponed.

THE COMMISSIONER: No, I am not going to have this witness ---

MR. HOGG: I was just asking a matter of five or ten minutes. There was some material -- I did not realize he would be called first thing this morning, and I wanted to refer to a document which should be here in a matter of minutes.

MR. WILSON: We are not dealing with any other matters except this one instance.

THE COMMISSIONER: Let him stand down in the meantime. I don't want Chief Constables



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1 hanging around while they could be doing their
2 duties.

3 MR. HOGG: No. It was just a matter of
4 a few minutes, Mr. Commissioner.

5 MR. WILSON: I do not propose to deal
6 with any other questions with this witness
7 this morning. If my friend has some thoughts
8 in regard to some other matters, he can do it
9 at another time.

10 THE COMMISSIONER: I don't know what
11 his thoughts are.

12 MR. WILSON: Possibly he can tell us here.
13 Are they to deal with charters?

14 MR. HOGG: I have some questions to ask
15 about some occurrences in Hamilton. If my
16 friend is going to have this witness back
17 at another time ---

18 MR. WILSON: He will be available if you
19 need him on some other matter.

20 THE COMMISSIONER: There are some other
21 things that you want to cross-examine him on?

22 MR. HOGG: That is correct, Mr. Commissioner.

23 THE COMMISSIONER: Have you any cross-
24 examination arising out of Mr. Wilson's
25 examination?

26 MR. HOGG: I just have two questions on
27 that.

28 THE COMMISSIONER: Well, then, you may
29 as well ask him now.
30



THE UNITED STATES OF AMERICA

DEPARTMENT OF THE INTERIOR

WATER RESOURCES DIVISION

WASHINGTON, D. C. 20240

REPORT OF THE DIRECTOR

TO THE SECRETARY OF THE INTERIOR

FOR THE YEAR 1964

AND THE STATE OF CALIFORNIA

FOR THE YEAR 1964

AND THE STATE OF CALIFORNIA

FOR THE YEAR 1964

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AND THE STATE OF CALIFORNIA

EXAMINED BY MR. HOGG:

1
2 Q. Chief, were any representations made
3 to you -- and I don't mean any improper
4 representations, but any representations made
5 to you -- recommendations on behalf of
6 Constable Shrubb?

7 A. None whatsoever, sir.

8 Q. I take it that the members of the
9 committee were all experienced police officers
10 who had become Chiefs of Police in large
11 areas?

12 THE COMMISSIONER: They will be in the
13 witness box. You can ask them.

14 MR. HOGG: And they formed the unanimous
15 opinion that Corporal Shrubb was a dedicated
16 police officer, a man of exceptional ability?

17 A. That was the opinion that I
18 had at that time, yes.

19 Q. Have you submitted any report or
20 document to the Commission?

21 A. Yes, I have.

22 Q. Could we be allowed to see that
23 report, Mr. Commissioner?

24 THE COMMISSIONER: What is the purpose?
25 You have this witness as a member of a selection
26 committee testifying as to the manner in which
27 Shrubb was chosen. Their judgment may have
28 been good, it may have been indifferent, it
29 may have been bad. I am not concerned with
30





1 that, I am only concerned whether or not the
2 matter referred to in Mr. Wintermyer's
3 speech, that there has been evidence that
4 Shrubb was chosen because the gamblers wanted
5 him off the Anti-Gambling Squad. That is
6 all I am concerned about.

7 MR. HOGG: That is all.

8 THE COMMISSIONER: Mr. Hogg?

9 MR. ROSE: No questions, thank you, sir.

10 THE COMMISSIONER: That is all.

11 MR. WILSON: Mr. Commissioner, I don't
12 want any misunderstanding, Mr. Hogg and
13 probably the Liberal team do not get together
14 too often. He has had made available to him
15 the document that Chief Lawrence has submitted
16 to this Commission, so that there is not ---

17 THE COMMISSIONER: The Police Commission?

18 MR. WILSON: To this Commission, which
19 has nothing to do with the problem we are
20 discussing this morning.

21 THE COMMISSIONER: I don't know what
22 you are referring to.

23 MR. WILSON: Well ---

24 THE COMMISSIONER: What this witness
25 has submitted to me?

26 MR. WILSON: It is just a factual --
27 certain facts ---

28 THE COMMISSIONER: We have got them now,
29 haven't we, in relation to this subject matter?

30 MR. WILSON: It has nothing to do with





1 this subject matter at all.

2 THE COMMISSIONER: All right.

3 MR. WILSON: That is all, thank you.

4 THE COMMISSIONER: Thank you.

5 ---The witness withdrew.

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10 MR. WILSON: I will call Chief Kerr.





GEORGE HYAM KERR, sworn,

EXAMINED BY MR. WILSON:

Q. You are the Chief Constable for the City of Brantford?

A. Yes, sir.

Q. And how long have you occupied that office?

A. Seven years.

Q. You have heard the evidence of Chief Constable Lawrence a few moments ago?

A. Yes, sir.

Q. And from the time when you became a member of the selection committee, is the evidence that he has given us to the actions of that committee correct as you recall it?

A. Yes, sir.

Q. Have you anything to add in regard to what course your committee took, in dealing with the matter of making a recommendation?

A. No, sir.

Q. And has any -- and did any person, either directly or indirectly, attempt to influence you in any way, in your decision resulting in the recommendation of Corporal Shrubb?

A. No, sir.

Q. And do you know Paddy Conklin that is referred to?

A. I do.



THE UNITED STATES OF AMERICA

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

WASHINGTON, D. C. 20250

July 1, 1964

Dear Sir:

Enclosed

are two

copies of a

letterhead memorandum from the

Department of the Interior

dated July 1, 1964.

The letterhead memorandum is

being furnished to you for your

information and for your use.

Sincerely,

Very truly yours,

Director, Bureau of Land Management

Enclosure

Very truly yours,

Special Agent in Charge

Enclosure

Very truly yours,

Special Agent in Charge

Enclosure

Very truly yours,

Special Agent in Charge

Enclosure

Very truly yours,



1 Q. It is in the Scott report, Exhibit 61,
2 I think it is. It says here in the Scott
3 report of April 4th, 1960:

4 "that Paddy Conklin was also involved
5 "in influencing the select committee."
6 Did Paddy Conklin, either directly or indirectly,
7 in any way communicate with you, and in any
8 way influence your duties as a member of
9 that selection committee?

10 A. No, sir.

11 Q. That is all, thank you.

12 THE COMMISSIONER: Have you any questions?

13 MR. HOGG: No questions.

14 THE COMMISSIONER: Mr. Rose?

15 MR. ROSE: No questions, thank you.

16 ---The witness withdrew.
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22 MR. WILSON: I call Chief Knight.
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ALBERT EARL KNIGHT, sworn,

EXAMINED BY MR. WILSON:

Q. You are the Chief Constable of the City of London?

A. Not now, sir.

Q. Well, up to a few days ago?

A. Yes, up until September the 15th.

Q. September the 15th?

A. Yes.

Q. And you were one of the members of the selection committee that recommended the appointment of W.J. Shrubbs?

A. Yes, sir.

Q. And you heard the evidence of Chief Constable Lawrence of Hamilton?

A. Yes, sir.

Q. And that part of his evidence dealing with the actions of your committee, leading up to that recommendation, do you agree with it?

A. Well, from the time that I was involved in it, yes.

Q. That is what I say, from the time you were appointed?

A. Yes, sir.

Q. And, is there anything you want to add to his testimony in that regard?

A. No, there is nothing that could be added -- those are the facts.



UNITED STATES DEPARTMENT OF AGRICULTURE

WATER RESOURCES DIVISION

Report on the Survey of the Waters of the State of California

Volume 1. General Information

Chapter 1. Introduction

Section 1.1. Purpose and Scope

Section 1.2. Organization of the Report

Section 1.3. Acknowledgments

Section 1.4. Abbreviations

Section 1.5. References

Section 1.6. Summary

Section 1.7. Conclusions

Section 1.8. Recommendations

Section 1.9. Appendixes

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Section 1.18. List of References

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Section 1.20. List of Symbols

Section 1.21. List of Units

Section 1.22. List of Acronyms

Section 1.23. List of Initials

Section 1.24. List of Footnotes



1 Q. Now, did any person, either directly
2 or indirectly, attempt to influence you in
3 regard to the appointment of, or the
4 recommendation of, W.J. Shrubbs?

5 A. No, sir.

6 Q. Do you know Paddy Conklin?

7 A. Yes, sir.

8 Q. Did he communicate with you in
9 any way in regard to the appointment, or
10 recommendation of the appointment of W.J.
11 Shrubbs?

12 A. No, he has never mentioned his
13 name to me.

14 Q. Now, in the Scott report, which
15 I have referred to, Exhibit 61, under date
16 of April the 4th, 1960, there is the statement
17 by Constable George Scott that R.J. Wright,
18 who at that time was a Provincial Constable,
19 told him that Chief Constable Knight was
20 "had" through Peter Sansone of London.

21 Now, do you know Peter Sansons?

22 A. Yes, sir.

23 Q. And does he reside in London?

24 A. Yes, sir.

25 Q. And what type of business is
26 he in?

27 A. As far as I know, he is a
28 gambler.

29 Q. And did he in any way approach
30 you in regard to your functions as a member



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1 of this select committee?

2 A. No, sir.

3 Q. Did he ever speak to you about it?

4 A. No, sir.

5 Q. That is all, thank you.

6 THE COMMISSIONER: Have you any questions?

7 MR. HOGG: That was April the 12th,
8 was it not?

9 MR. WILSON: April the 6th -- report
10 April 4th -- unless there is an error. Just
11 a minute.

12 MR. HOGG: Yes.

13 MR. WILSON: It is the 12th of April,
14 there is an error in the document that I was
15 reading from.

16 MR. HOGG: Yes.

17
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19
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21 EXAMINED BY MR. HOGG:

22
23 Q. How long have you known Paddy
24 Conklin?

25 A. I would think probably twenty-five
26 to thirty years.

27 Q. And in what -- how have you come
28 to know him?

29 A. By reason of the fact that he
30 owned a carnival, or was a part owner.



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1 Q. And there would be a considerable
2 contact between the owner of a carnival and
3 the police department, I take it?

4 A. No, not too much.

5 Q. What about Pete Mansons, you say
6 he is a gambler -- has he operated in London
7 for some considerable time?

8 A. Well, in my time in the field,
9 he was in the bookmaking business -- if you
10 can call it a business -- and the date I
11 don't actually know, since I have been out
12 of the field, but I know to the extent -- I
13 know he still gambles to the extent that he
14 bets horses and plays dice, or crap.

15 Q. Is he a successful gambler?

16 A. I would not know that, sir.

17 Q. Did you have occasion to arrest
18 him personally?

19 A. Years ago, yes, when I was in
20 the field.

21 MR. HOOE: Thank you.

22 THE COMMISSIONER: Mr. Rose?

23 MR. ROSE: No questions, thank you.

24 THE COMMISSIONER: Thank you.

25 MR. WILSON: That is all, thank you.

26
27 ---The witness withdrew.
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1 MR. WILSON: Chief Constable Patrick, please.

7 JOHN EDWARD PATRICK, sworn,

8
9 EXAMINED BY MR. WILSON:

10 Q. You are the Chief Constable for the
11 City of Brantford?

12 A. Kitchener.

13 Q. I am sorry, Kitchener?

14 A. Yes, sir.

15 Q. How long have you occupied that
16 office?

17 A. Thirteen years.

18 Q. You have heard the evidence of
19 Chief Constable Lawrence in regard to the
20 events leading up to the appointment of this
21 selection committee?

22 A. I did.

23 Q. And your part in that?

24 A. I wasn't on the selection committee.

25 Q. No, but I mean, he gave evidence
26 about what part you played in the leading up
27 to the appointment?

28 A. Correct.

29 Q. Is the statement in that regard
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correct?

A. That is right.

Q. Have you anything to add on that point?

A. No, sir.

Q. Now, did any person, either directly or indirectly, ^{attempt} attend/ to influence you in regard to the appointment of this committee, or the decision they were going to make?

A. No. The part I played -- there were no applications received, I don't know who the applicants were.

Q. You don't even know who the applicants were?

A. No, sir.

Q. So, nobody -- but, apart from that, nobody did approach you, I take it, and try to, in any way, secure your support for any particular candidate?

A. No, sir.

Q. Do you know Paddy Conklin?

A. Yes, sir.

Q. Did he -- did you have any connection with him in regard to this matter?

A. The last I saw Mr. Conklin was in 1954.

MR. WILSON: That is all, thank you.

MR. HOOB: I have no questions.

THE COMMISSIONER: Mr. Rose?

MR. ROSE: No, thank you.



1 THE COMMISSIONER: Thank you.

2 ---The witness withdrew.

3
4
5
6 MR. WILSON: You gentlemen can leave now.

7 I will call Mr. Sacco -- Peter Sacco.

8
9 MR. HOGG: Is Chief McGill not being
10 called?

11 MR. WILSON: He has been.

12 THE COMMISSIONER: He has already testified
13 on this matter.



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PETER SACCO, recalled.

THE COMMISSIONER: You are already under oath, Mr. Sacco, you know that?

A. Yes, sir.

Q. Do you understand that?

A. Yes, sir.

EXAMINATION BY MR. WILSON CONTINUED:

Q. Did you have a little trouble with your Cadillac in March of this year?

A. Yes, sir.

Q. Did somebody shoot a bullet through it?

A. No, somebody broke the windows.

Q. So that the police were wrong if they thought it was a bullet hole?

A. The police didn't say that, they asked me what it was, and I didn't know what it was either, because I found it broken.

Q. It was just somebody doing deliberate damage to your car?

A. I guess so.

THE COMMISSIONER: A Cadillac, is it?

A. Yes, sir.

MR. WILSON: Q. Did you report it to the police?

A. Yes, sir.

Q. Did they find out who did it?

A. No, sir.



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1 Q. What police department did you
2 report it to?

3 A. The City Police in Niagara Falls.

4 Q. Now, when the new Ramsay Club
5 started to function, at 1648 Stanley Avenue,
6 were you a member there?

7 A. No, sir.

8 Q. Never a member there?

9 A. No, sir.

10 Q. Were you ever in attendance there?

11 A. No, sir, never at any time.

12 Q. Why wouldn't you go there?

13 A. Well, I was playing cards up there --
14 seven or eight of us, we used to play where
15 we were.

16 Q. You mean in the clubroom, which
17 is above your own or your brother's property?

18 A. That is right.

19 Q. You still play cards there, I
20 take it?

21 A. That is right.

22 Q. Did you attempt recently to get
23 in touch with Dominic Simone?

24 A. No, sir, I asked -- I asked if
25 he was in the crazy house, and I asked this
26 fellow from Toronto what was wrong with
27 Dominic Simone.

28 THE COMMISSIONER: Who was the fellow?

29 A. Mr. Bardot.

30 Q. Bardot?



1. The first item is a book by John Doe.

2. The second item is a book by Jane Smith.

3. The third item is a book by Robert Brown.

4. The fourth item is a book by Mary White.

5. The fifth item is a book by David Green.

6. The sixth item is a book by Susan Black.

7. The seventh item is a book by Thomas Grey.

8. The eighth item is a book by Patricia Blue.

9. The ninth item is a book by Christopher Red.

10. The tenth item is a book by Rebecca Purple.

11. The eleventh item is a book by Daniel Yellow.

12. The twelfth item is a book by Elizabeth Brown.

13. The thirteenth item is a book by James Green.

14. The fourteenth item is a book by Margaret White.

15. The fifteenth item is a book by Andrew Black.

16. The sixteenth item is a book by Sarah Grey.

17. The seventeenth item is a book by Benjamin Blue.

18. The eighteenth item is a book by Victoria Red.

19. The nineteenth item is a book by Alexander Purple.

20. The twentieth item is a book by Olivia Yellow.

21. The twenty-first item is a book by Noah Brown.

22. The twenty-second item is a book by Sophia Green.

23. The twenty-third item is a book by Lucas White.

24. The twenty-fourth item is a book by Chloe Black.

25. The twenty-fifth item is a book by Ethan Grey.

26. The twenty-sixth item is a book by Ava Blue.

27. The twenty-seventh item is a book by Jacob Red.

28. The twenty-eighth item is a book by Emily Purple.

29. The twenty-ninth item is a book by William Yellow.

30. The thirtieth item is a book by Charlotte Brown.



1 A. Yes.

2 Q. You asked him if he was sick?

3 A. I asked him if he was sick. He
4 was pretty sick. That is all I asked about
5 him.

6 MR. WILSON: You heard he was pretty
7 sick?

8 A. Yes.

9 Q. That is the reason for your enquiry?

10 A. That is all, sir.

11 THE COMMISSIONER: You did not ask Mr.
12 Bardot to have Simone get in touch with you?

13 A. No, sir.

14 Q. Are you sure of that?

15 A. Yes, sir.

16 Q. All right.

17 A. I asked if he was all right, that
18 is all, you know, general talk.

19 MR. WILSON: You were just enquiring
20 about his health?

21 A. That is all it was, sir.

22 MR. WILSON: That is all, thank you.

23 THE COMMISSIONER: Mr. Hogg?

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EXAMINED BY MR. HOGG:

Q. What is your occupation now, Mr. Sacco?

A. I am in the music business -- in the music boxes.

Q. How long have you been in that ---
THE COMMISSIONER: Juke boxes?

A. That is right, sir.

MR. HOGG: How long have you been in that?

A. About twenty years -- 1943 -- from '43.

THE COMMISSIONER: What is the name of your business?

A. The Niagara Falls Music.

MR. HOGG: Did you have any interest in any business which distributes pinball machines?

A. Yes, sir.

Q. Can you tell us what that is?

A. The Niagara Music Company. It is not pinball machines, we have a baseball machine now. About the pinball machines, we had to take them all out, the Chief of Police had us take them all out.

Q. The only music is the flicking of the pinball machine?

A. No, it is not. It is an amusement machine.



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and it is not possible to find any

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1 Q. I thought you told the Commissioner
2 it was a music ---

3 A. We have music boxes and baseball
4 machines too, amusement machines.

5 Q. But the main source of revenue
6 comes from the pinball machines and not from
7 the music machines?

8 A. No.

9 THE COMMISSIONER: He says they are baseball
10 machines -- whatever the difference is.

11 THE WITNESS: Do you want me to explain ---

12 MR. HOGG: The first question I asked
13 of this witness was if he had any interest
14 in the pinball machines, and he said yes.

15 THE COMMISSIONER: I understood him to
16 say baseball machines. However, whatever
17 the difference is between pinballs and baseballs,
18 I don't know.

19 MR. HOGG: Is there a difference?

20 A. Yes, sir.

21 Q. Can you explain what the difference is?

22 A. The pinball machine is an illegal
23 machine, and the baseball machine isn't.

24 One is batting a ball, and the other is you
25 shoot a ball on the side. The pinball machine
26 is where you shoot from the side, and the
27 baseball machine you bat it.

28 Q. The first question I put to you
29 on this was, did you have any interest in
30 any business that distributed pinball machines,



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1 and your answer was yes?

2 A. We used to distribute them, but
3 since the police -- they told me to take
4 them out. I had to take them out in Niagara
5 Falls.

6 Q. When was that?

7 A. In 1958, or '57, or ---

8 Q. What is your interest in this
9 business?

10 A. I own it, me and my brother.

11 Q. Completely?

12 A. Yes, sir.

13 THE COMMISSIONER: Have you got a company?

14 A. Yes, the Niagara Music Company.

15 Q. Limited?

16 A. No, company.

17 Q. A partnership?

18 A. Yes.

19 Q. What is your brother's name?

20 A. Anthony.

21 MR. HOGG: When you had the pinball
22 machines, where did you get them from?

23 A. In Toronto, Montreal.

24 Q. From some one in Toronto?

25 A. From L. Siegal, and Frank -- (inaudible)

26 THE COMMISSIONER: Who?

27 A. Frank Kirsch, and New-Way Sales.

28 MR. HOGG: Is that the Siegal in Windsor?

29 A. No, he is -- he has a distributing
30 company on Yonge Street -- it used to be on



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1 Yonge Street but now they are way back off the
2 other end where the new highway is. And
3 there was Mr. Laniel in Montreal.

4 THE COMMISSIONER: Who?

5 A. Laniel Amusements, and from Mr.
6 Fielding, before he died it was Gildboy & Fielding
7 at the time.

8 Q. When the police told you that
9 the machines were not legal, what did you
10 have to do?

11 A. Take them out.

12 Q. What did you do with them?

13 A. They are in my shop.

14 Q. Are they still there?

15 A. That is right.

16 Q. Now, in your evidence you said
17 that you had been around these gambling
18 establishments, and gambled quite a bit over
19 the past twenty or so years. Didn't you
20 have any discussions with any of the
21 Americans that were present at this club?

22 A. No, sir.

23 Q. And ask them who they were, and
24 what business they were in, and if they had
25 any family, and where they came from?

26 A. I had no reason to.

27 Q. You had no reason to?

28 A. No, I didn't. I didn't bother
29 with them, I wasn't interested ---

30 Q. You just play cards with somebody.



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1 but you don't ask them anything about their
2 family, or where they come from?

3 A. I ---

4 THE COMMISSIONER: Were you playing cards
5 with any of these Americans?

6 A. No, sir, I never play with any
7 Americans. I play mostly with Peter Mitchell
8 and Louis, that is Louis Iannuzzelli, and
9 the boys from Niagara Falls that I knew that
10 played this game, a game of pinochle which
11 three men can play, which they call "cut-
12 throat pinochle", and that is what we were
13 playing. Very few people play that.

14 MR. HOGG: Q. And what were these
15 Americans doing?

16 A. I don't know. I never stuck my
17 nose into what they were doing.

18 Q. What were they doing?

19 A. They stayed by themselves doing
20 the general thing you do in a club.

21 THE COMMISSIONER: What were they doing
22 then?

23 A. I will tell you, I never put my
24 nose into it, it is hard to explain, some
25 were playing cards ---

26 Q. Do the best you can.

27 A. Some were playing cards.

28 Q. Yes?

29 A. Some were playing that thing that
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1 you throw -- you know, darts; some were playing
2 checkers; and some were playing pool when I
3 see them.

4 MR. HOGG: Q. So, a group of Americans
5 come over from across the river to play darts
6 and checkers, in a little upstairs room?

7 A. I couldn't tell you what they
8 come over for.

9 Q. You did not ask them?

10 A. No, I didn't ask them.

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12 (Page 11182 follows)



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I have been thinking about you a great deal lately.

With love,

John Doe

My dear Mary,

I hope you are well and happy.

I am writing to you today.

With affection,

John Doe

I hope you are well.

(The text is very faint and mostly illegible.)



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Q. Well, there must have been some attraction for them?

A. Well, I guess so, or they wouldn't be coming there.

Q. The \$309. in American money that you had, where did that come from?

A. I won it playing that night. I won about \$70, \$80, and the night before I had won a few dollars, and I used - and I had money on me that belonged to the company, that we collected, you know, during the day.

Q. And I want to know where the \$309. came from.

THE COMMISSIONER: He has told you.

MR. HOGG: Q. Well, from money that you won?

A. Some of it I won.

Q. Some that you had?

A. That is right.

Q. And ---

THE COMMISSIONER: Collections.

A. And collections.

MR. HOGG: From outside of the club?

A. Business, my business.

Q. Your business?

A. That is right.

Q. Well, then, wouldn't it be odd if the serial numbers on those bills were consecutive to the serial numbers of the other bills that were found?



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1 A. Well, I won that money. I
2 don't know where they got the money.

3 Q. Now, you said you made some
4 outside of the club, in the course of your
5 business?

6 A. That is right. That is right,
7 I did.

8 Q. Now, how would the numbers be
9 consecutive?

10 A. I don't know. I can't tell you.

11 THE COMMISSIONER: Just a moment,
12 I don't know that they were.

13 THE WITNESS: I don't know they were.

14 MR. HOGG: I think there is evidence
15 of that, Mr. Commissioner.

16 THE COMMISSIONER: Is there? Well,
17 then, if that is true, in the 10,000 pages,
18 I have forgotten that particular bit. Whose
19 evidence was that?

20 MR. HOGG: Well, that matter was
21 referred to, I believe, IN in Exhibit 102.
22 That is the brief, and then I believe the
23 evidence of one of the raiding officers - I
24 am going on my - in Exhibit 100, that the bills
25 were consecutively numbered.

26 Q. Mr. Sacco, did you ---

27 A. Excuse me. All the money I
28 had on me was not all American, sir.

29 Q. Oh, no, I know that. Some
30 \$309.



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1 A. No, it wasn't. \$309 was
2 American.

3 Q. I had the total figure \$309.

4 A. \$389, it was.

5 Q. I understand that \$368 was
6 seized from you, and that \$309 was in American
7 bills?

8 A. That is right.

9 Q. And \$59 in Canadian?

10 A. Well, they made a mistake.
11 I think it should have been more Canadian money
12 than that. That is what they give me back
13 when I got the money back.

14 Q. They gave you more back than
15 they took?

16 A. No, they didn't give me more
17 than they took. You are mixed up. That is
18 not the money I had on me.

19 Q. Now, in 1956, in October,
20 did you have a discussion with Sergeant John
21 Anderson of the anti-gambling squad about pinball
22 machines?

23 A. When?

24 Q. In October of 1956?

25 A. I may.

26 Q. Do you recall it?

27 A. Yes, I recall it.

28 THE COMMISSIONER: Q. Do you remember
29 the date?

30 A. I don't remember the date, sir.



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1 I know I talked to him about it.

2 Q. You only talked to him on one
3 occasion about pinballs?

4 A. That is right.

5 MR. HOGG: Q. October 19th.

6 A. I think once or twice, if I
7 am not mistaken.

8 MR. HOGG: Q. And what did you talk
9 about, what was the gist of the conversation?

10 A. I never talked to him. He
11 told me I had to have them out by the end of
12 the month.

13 Q. And what did you say?

14 A. Well, I would have them out.

15 Q. And then, following that
16 conversation, did you speak to anyone about
17 having representations made to Queen's Park?
18 The Attorney-General's Department?

19 A. No, sir.

20 Q. Didn't have anyone make
21 representations?

22 A. No, sir, I never did.

23 Q. Now, 1693 Victoria Avenue is
24 what?

25 A. It is a post-office downstairs.

26 Q. Ha, ha.

27 A. And I used the upstairs for
28 a little recreation.

29 Q. My information is that as
30 recently as the 3rd of December, 1951, the police



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1 have observed at least twelve persons go in
2 there after ten-thirty or eleven o'clock at
3 night.

4 A. Well, that is that many fellows
5 go in there, twelve or thirteen, around there.
6 We are ---

7 Q. That is just a social gathering?

8 A. That is right, sir. The
9 police come in there quite often. They come
10 and see that nothing is going on.

11 Q. You are not familiar with
12 the Niagara Frontier Club?

13 A. No, sir.

14 Q. The name doesn't mean anything
15 to you?

16 A. I never go to any other clubs.

17 Q. Did you ever try to get that
18 charter?

19 A. No, sir, I never did, sir.

20 THE COMMISSIONER: Any questions,
21 Mr. Rose?

22 MR. ROSE: Yes.



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1 EXAMINED BY MR. ROSE:

2 Q. Did you send word out by
3 anyone that you wanted to speak to Dominic
4 Simone?

5 A. No, sir.

6 Q. Did Dominic Simone call you
7 the night before last?

8 A. Yes, he did.

9 Q. Why would he call you?

10 A. He called me and said "How
11 are you doing, Peter?" I said, "Nothing bad".
12 I said, "I hear you were pretty sick". I
13 heard from this fellow Joe. "What was the
14 matter with you?" Then he asked me, he said, ---

15 Q. Did he say what was wrong
16 with him?

17 A. He said he was in hospital
18 and he was pretty sick.

19 Q. Did he mention what hospital?

20 A. I don't recall.

21 Q. Now, if he did tell you that,
22 did he mention ---

23 THE COMMISSIONER: Are you sure he
24 said he was in the hospital?

25 A. He said he was sick.

26 Q. No, are you sure he said he
27 was in the hospital?

28 A. No, I said he was in the
29 hospital.
30



Journal of Management Studies, 19(1), 67-80.



1 Q. No, but you just swore now
2 he told you he was in hospital?

3 A. I think that is what he said.

4 Q. Are you sure of it?

5 A. Well, I couldn't swear to that
6 right now.

7 Q. All right.

8 A. Because I don't know whether
9 he said that to me. And then he asked me
10 right away, he said, "How are you doing?".
11 I said, "Nothing bad." "Well" he said, "Well,
12 who is running the Ramsey Club?" He said,
13 who ran the Ramsey Club. I said "I don't know."
14 He said, "What do you mean, you don't know?"
15 I said, "Well, I don't know who is running it."
16 He said, "Isn't Borelli running it?" I said,
17 "I don't know," and that is all that was said.
18 He asked me if I was in. I said no.

19 MR. ROSE: Q. In what?

20 A. In the Ramsey Club.

21 Q. What did he mean by that?

22 A. If I had a partnership in it.

23 Q. In the Ramsey Club?

24 A. That is right. I said no, and
25 that was it.

26 Q. Did he mention Feeley and
27 McDermott?

28 A. He did not.

29 MR. ROSE: All right, then.

30 MR. WILSON: That is all, thank you.



The first part of the book is devoted to a description of the various forms of the verb 'to be' in the different tenses and moods.		1
The second part of the book is devoted to a description of the various forms of the verb 'to have' in the different tenses and moods.		2
The third part of the book is devoted to a description of the various forms of the verb 'to do' in the different tenses and moods.		3
The fourth part of the book is devoted to a description of the various forms of the verb 'to go' in the different tenses and moods.		4
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The twenty-eighth part of the book is devoted to a description of the various forms of the verb 'to offend' in the different tenses and moods.		28
The twenty-ninth part of the book is devoted to a description of the various forms of the verb 'to insult' in the different tenses and moods.		29
The thirtieth part of the book is devoted to a description of the various forms of the verb 'to respect' in the different tenses and moods.		30
The thirty-first part of the book is devoted to a description of the various forms of the verb 'to honor' in the different tenses and moods.		31
The thirty-second part of the book is devoted to a description of the various forms of the verb 'to glorify' in the different tenses and moods.		32
The thirty-third part of the book is devoted to a description of the various forms of the verb 'to exult' in the different tenses and moods.		33
The thirty-fourth part of the book is devoted to a description of the various forms of the verb 'to rejoice' in the different tenses and moods.		34
The thirty-fifth part of the book is devoted to a description of the various forms of the verb 'to triumph' in the different tenses and moods.		35
The thirty-sixth part of the book is devoted to a description of the various forms of the verb 'to conquer' in the different tenses and moods.		36
The thirty-seventh part of the book is devoted to a description of the various forms of the verb 'to overcome' in the different tenses and moods.		37
The thirty-eighth part of the book is devoted to a description of the various forms of the verb 'to prevail' in the different tenses and moods.		38
The thirty-ninth part of the book is devoted to a description of the various forms of the verb 'to succeed' in the different tenses and moods.		39
The fortieth part of the book is devoted to a description of the various forms of the verb 'to prosper' in the different tenses and moods.		40



1 MR. SWAYZE: A brief question.

2 THE COMMISSIONER: Well, you tell me
3 what it is.

4 MR. SWAYZE: The question has to do
5 with the representation allegedly made to
6 the Attorney-General's Department about the
7 pinball machines.

8 THE COMMISSIONER: He said he didn't
9 make any.

10 MR. SWAYZE: Well, I understand there
11 were some representations made by the
12 association to which he belongs. I want to
13 clear that point up.

14 THE COMMISSIONER: All right.

15
16
17
18 EXAMINED BY MR. SWAYZE:

19
20 Q. You belong to the Association
21 of Machine - or the Coin Machine Operators
22 Association?

23 A. That is right.

24 Q. And they have ---

25 THE COMMISSIONER: What is the name
26 of it?

27 MR. SWAYZE: I believe it is the Coin
28 Machine Operators Association, or something
29 similar to that.

30 THE COMMISSIONER: Coin Machine Operators



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1 Association, is it, Mr. Swayze?

2 MR. SWAYZE: I don't know. I just know
3 there is one that Mr. Sacco belongs to.

4 THE COMMISSIONER: Well, are you on
5 a fishing expedition?

6 MR. SWAYZE: No, no.

7 THE COMMISSIONER: Or do you really
8 know what you are aiming at?

9 MR. SWAYZE: Yes, I had two more
10 questions.

11 THE COMMISSIONER: There is this
12 Coin Machine Operators Association.

13 THE WITNESS: When we had to take
14 the machines out, so many people were indebted
15 to the finance companies that we tried to see
16 if there was any way of bringing a case, a
17 test case, about the machines, so we all put
18 in so much money to fight a case.

19 THE COMMISSIONER: I see.

20 THE WITNESS: That is all it was.

21 MR. SWAYZE: Q. And that was taken --

22 A. So nothing was done, so I
23 pulled out of it.

24 Q. That case was taken to the
25 Supreme Court of Canada?

26 A. That is right.

27 Q. And you lost?

28 A. I don't know what happened.
29 I pulled out. I didn't bother any more with
30 it because I had to take my machines out, and

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1 I took such a big loss that --

2 MR. SWAYZE: Thank you.

3 THE COMMISSIONER: That is all.

4 MR. WILSON: That is all.

5
6 ---The witness withdrew.

7
8
9 MR. WILSON: Albert Iannuzzelli.

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ALBERT IANNUZZELLI, sworn

EXAMINED BY MR. WILSON:

MR. ROSE: Mr. Commissioner, I might inform you - I might inform you I appear as counsel for this witness, and I can also point out that I will be appearing for his brother, who has been subpoenaed, and that is Louis Iannuzzelli.

MR. WILSON: Q. Now, where do you reside?

A. Niagara Falls, Ontario.

Q. What is your address?

A. 2160 Stephens Street.

Q. Where were you born?

A. I was born in Italy.

Q. In ---

THE COMMISSIONER: 2160 what?

A. Stephens Street.

Q. Is that a private house?

A. That is right, sir.

MR. WILSON: Q. You were born in Salerno, Italy, in 1915, and when did you come to Canada?

A. Well, I came with my mother in 1920.

Q. And in 1940 you were doing odd jobs for the City of Niagara Falls, and dishwashing, and things of that kind?



THE UNIVERSITY OF CHICAGO

DEPARTMENT OF CHEMISTRY

REPORT OF THE COMMITTEE ON THE

PROGRESS OF THE DEPARTMENT OF CHEMISTRY

FOR THE YEAR 1900

PRESENTED TO THE FACULTY

AT THE ANNUAL MEETING

OF THE FACULTY

ON DECEMBER 10, 1900

BY THE

COMMITTEE ON THE

PROGRESS OF THE

DEPARTMENT OF

CHEMISTRY

FOR THE YEAR

1900

PRESENTED TO THE

FACULTY

AT THE ANNUAL

MEETING

OF THE FACULTY

ON DECEMBER 10, 1900

BY THE

COMMITTEE ON THE

PROGRESS

OF THE DEPARTMENT

OF CHEMISTRY

FOR THE YEAR

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1 A. Yes.

2 Q. You weren't very affluent in
3 1940?

4 THE COMMISSIONER: Just a moment.
5 What do you mean by that?

6 MR. WILSON: Q. You didn't have
7 much money in 1940?

8 A. Well, no.

9 Q. No. And then in the next ten
10 years you were highly successful?

11 A. Yes, sir.

12 Q. To a point where in 1951 you
13 declared your assets at over \$200,000?

14 A. I imagine that is correct.

15 Q. Now, have you any criminal
16 record since 1933?

17 THE COMMISSIONER: The assets were over
18 how much?

19 MR. WILSON: Over \$200,000.

20 Q. Any criminal record since 1933?

21 A. No, sir.

22 Q. And what -- in what way did
23 you amass this large sum of money in eleven
24 years?

25 A. Well, through hard work, one
26 thing. Another thing, I started a little
27 business after I got out of the army.

28 Q. Yes?

29 A. And it was a gift shop, and
30 then from there I added on a restaurant, and



1942

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1 motel. Then we built another motel. It all
2 stemmed through that.

3 Q. Then you acquired an interest
4 in the Hilltop Motel, is it?

5 A. No, I always had an interest
6 in it.

7 Q. You have always?

8 A. Yes.

9 Q. Well, not always. ^A/I was the
10 original founder of the hotel.

11 Q. Well, now, what year did you
12 found it?

13 A. Well, 1946 was the commencement
14 of it.

15 Q. Now, when did you first get
16 into the gambling?

17 A. I was never in any gambling.

18 Q. Never in any gambling?

19 A. No, sir.

20 Q. And the Hilltop was right
21 across the road - the Hilltop Motel is right
22 across the road from 1693 Victoria Street
23 in Niagara Falls?

24 A. Well, it is not directly
25 across the road. There is a railroad track
26 across the road. It would be on the Clifton
27 hill around the corner, sir.

28 Q. Yes. And you knew Dominic
29 Mantel?

30 A. Yes, sir.



Figure 1. Aerial view of the study area showing the location of the study site (indicated by a black dot) and the surrounding area.



1 Q. How did you get to know him?

2 A. Well, Mr. Mantel had a night-
3 club in Niagara Falls, New York, and I used
4 to patronize it quite a bit, and that is how
5 I came to make his acquaintance.

6 THE COMMISSIONER: Just a moment.

7 MR. WILSON: Q. And was ---

8 THE COMMISSIONER: He had a nightclub,
9 you say?

10 A. Yes, my lord.

11 MR. WILSON: Q. When did you start
12 patronizing it?

13 A. Well, I patronize a lot of
14 nightclubs in Niagara Falls.

15 Q. When did you start patronizing
16 his?

17 A. Well, I just can't remember
18 offhand, my lord.

19 THE COMMISSIONER: Q. Well, roughly?

20 A. Well, it was in the 50's.

21 THE COMMISSIONER: All right, Mr.
22 Wilson.

23 MR. WILSON: Q. Did you also know
24 Benjamin Niccoletti?

25 A. I did.

26 Q. And when did you first meet
27 him?

28 A. Oh, I met Mr. Niccoletti when
29 we were youngsters. We used to go to dances
30 at Niagara Falls, Ontario. I mean, I met him



1. The first part of the report deals with the general situation of the country and the progress of the work of the Commission.

2. The second part deals with the results of the work of the Commission during the year.

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6. The sixth part deals with the results of the work of the Commission during the year.

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8. The eighth part deals with the administrative situation of the Commission.

9. The ninth part deals with the personnel situation of the Commission.

10. The tenth part deals with the results of the work of the Commission during the year.



1 at those dance halls.

2 Q. Well, he was an American from
3 across the line?

4 A. A lot of Americans used to
5 come to this particular dance hall.

6 Q. Yes. And have you been
7 friends with him since your boyhood?

8 A. Well, I saw him off and on.
9 We were acquaintances, yes.

10 Q. And what was his means of
11 livelihood in Niagara Falls, New York?

12 A. Well, he had a motel, and
13 gasoline stations, and a laundry, and so forth.

14 Q. Had a long criminal record,
15 too, didn't he?

16 A. I wouldn't know about that,
17 my lord.

18 THE COMMISSIONER: He had a motel,
19 a laundry, what was the name of the laundry?

20 A. Well, he has these - like,
21 he has these ---

22 Q. Coin?

23 A. Coin operated laundries, yes.

24 Q. Yes. A motel, and a coin
25 laundry business and what else?

26 A. And a gasoline station.

27 Q. What else?

28 A. That is all.

29 MR. WILSON: Q. Well, did both Mantel
30 and Niccoletti stay at your Hilltop Motel from



1	1. The first part of the report is devoted to a general description of the project.
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1 time to time?

2 A. No, they didn't stay. They
3 visited me occasionally there.

4 Q. Visited you on their way over
5 to the old Ramsey Club, I suppose?

6 A. No, no.

7 Q. Well, you had a trade where
8 certain Americans would stop at your place on
9 the way to the old Ramsey Club each night?

10 A. I beg -- I beg your pardon.
11 You say a trade?

12 Q. Well, whether they just were
13 casual visits, but Americans dropped in each
14 evening on their way over?

15 A. Well, that wouldn't be every
16 night.

17 Q. Wouldn't be every night?

18 A. No, it wouldn't be every
19 night.

20 Q. No. And did you know all
21 these people, like Frank Cabello, and Carl
22 Ruiz?

23 A. No, I didn't know those people.

24 Q. You didn't know those people?

25 A. No.

26 Q. Now, who were the people you
27 knew who used to drop by your motel on their
28 way over to the old Ramsey Club regularly?

29 A. Well, I don't know anybody
30 that used to stop off at my motel that used to

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1 go to the Ramsey Club.

2 Q. Ha, hm. Who were interested
3 in this Hilltop Motel? Your brother and
4 yourself?

5 A. That is right.

6 Q. That is Louis?

7 A. Louis and Joseph.

8 Q. And Joseph?

9 A. Yes.

10 Q. And who actually operated it?
11 I mean, who was there managing it --

12 A. Myself and my brother Louis.

13 Q. Yes. Now, you know, of
14 course, that Niccoletti is presently charged
15 in New York State with a gambling offence?

16 A. I read it in the papers.

17 Q. Yes. That is, ^{not} the first time,
18 either, is it, to your knowledge?

19 A. That is the first time I ever
20 read it in the papers.

21 Q. Well, I am not asking you
22 whether it is the first time you read it in
23 the papers or not, but you know he had other
24 offences and charges?

25 A. No.

26 Q. You didn't?

27 A. No.

28 Q. Now, what do you know about
29 this old Ramsey Club?

30 A. Well, I was a member of it.



1	THE JOURNAL OF THE
2	ROYAL ANTHROPOLOGICAL INSTITUTE
3	AND THE LONDON SOCIETY OF
4	SCIENTISTS
5	THE JOURNAL OF THE
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30	ROYAL ANTHROPOLOGICAL INSTITUTE
31	AND THE LONDON SOCIETY OF
32	SCIENTISTS



1 Q. You were a member of it?

2 A. Yes.

3 Q. You used to go there and play?

4 A. No, very, very -- well, I
5 don't think I have been at the old Ramsey Club.
6 I don't recall being up there.

7 THE COMMISSIONER: Q. I thought
8 you said you were a member?

9 A. Yes. Well, I just went one
10 time to sign in, and I was busy all summer,
11 and I never bothered going up again.

12 Q. You went up some evening, you
13 say, to sign in?

14 A. No. I went up there when they
15 were signing applications, and I signed an
16 application.

17 Q. Yes?

18 A. And that is all.

19 Q. Did you put up any money?

20 A. Yes, I paid \$5.

21 Q. For what?

22 A. For an application fee.

23 Q. Yes. Never went back?

24 A. No.

25 Q. That is \$5 thrown away, wasn't
26 it?

27 A. Well, I was busy during the
28 summer, my lord, and I was looking after my
29 business, more or less.

30 Q. I see. And after the summer,



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1 what? Was it still operating?

2 A. No, unfortunately the Provincial
3 Police raided it, and the case dragged on
4 for about two years, a year and a half, and
5 that is the end of that.

6 Q. I see. That was the end of
7 your \$5?

8 A. That was the end of my \$5.

9 Q. All right.

10 ER. WILSON: Q. Now, we have filed
11 here as an exhibit, Exhibit 102, what has been
12 termed the Ramsey brief.

13 A. Yes.

14 Q. Where certain people got
15 together information to assist the Ontario
16 Provincial Police in putting the old Ramsey Club
17 out of business.

18 A. No, hum.

19 Q. And do you know anything about
20 that?

21 A. No, I don't.

22 Q. No. Well, at page 6 of that
23 document it lists Ralph Agretti. Do you know
24 him?

25 A. Oh, yes.

26 Q. How long have you known Ralph
27 Agretti?

28 A. All my life.

29 Q. All your life?

30 A. Yes.



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Q. And you know he was steward
of the club?

A. Yes.

Q. And then Peter Sacco. You
knew him?

A. Oh, yes, I know him. I have
known him all my life, sir.

Q. Well, good.

A. Yes.

Q. And Michael Paul - Paulo,
I think it is.

A. Yes.

Q. You know him?

A. Yes, we all lived in the same
neighbourhood when we were brought up.

Q. And Peter - Peter Mitchell.
Did you know him?

A. Yes.

Q. And what did he do in the
club?

A. I don't know.

Q. You don't know. And John
Saccoccie?

A. I know him, yes.

Q. You know him?

A. Yes.

Q. Now, it has this to say about
you:

"Albert Iannuzzelli - Top

"Canadian boss and responsible



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1 "for convincing the Americans
2 "that they could come to no
3 "harm as long as he was their
4 "local politician. Believe
5 "this fellow is smart enough not
6 "to be found on the premises
7 "as he is the holder of motel
8 "licences and the president of
9 "a finance company, whose charter
10 "was issued in his name by the
11 "Dominion of Canada. If you
12 "are lucky enough to find this
13 "person on the premises, you would
14 "be well advised to charge him
15 "as a keeper. In doing this he
16 "would advise his brother, who
17 "is sure to be on the premises,
18 "to plead guilty and thereby let
19 "Albert off by making a deal."

20 Now, what do you say about that brief
21 biography of yourself?

22 A. I say that is ridiculous.

23 Q. Yes, but there is one thing
24 that is accurate about it, you were very
25 seldom on the premises?

26 A. That is right.

27 Q. Apart ---

28 THE COMMISSIONER: Q. Are you president
29 of a finance company?

30 A. A finance company? I was



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1 president, my lord, but it has been sold.

2 Q. What was the name of it?

3 A. Power City Finance.

4 MR. WILSON: Q. Yes; now ---

5 THE COMMISSIONER: Just a moment.

6 When did it come into existence?

7 A. I don't remember. Maybe Mr.
8 Wilson with his information could probably
9 tell you. I can't.

10 Q. No, I am not asking Mr. Wilson,
11 I am asking you.

12 A. You mean when I got the
13 charter?

14 Q. Yes.

15 A. It was in the '50's, my lord.
16 I don't remember the exact date.

17 Q. The early '50's?

18 A. I would say so, yes, my lord.

19 Q. And how much money did you
20 put into it?

21 A. I would say close to \$100,000.

22 Q. So, by 1950, you had \$100,000?

23 A. Well, let's say that was
24 when I got the charter.

25 Q. Well, you say that you got
26 the charter in 1950?

27 A. I am not -- I am not clear.
28 I am not clear about the date of the charter.

29 Q. Well, the early '50's?

30 A. We will say in the early '50's,



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1 yes.

2 Q. All right, and you put
3 \$100,000 into it?

4 A. That is right. This money, my
5 lord, was actually all borrowed.

6 Q. You borrowed \$100,000?

7 A. I borrowed most of the \$100,000.

8 Q. From whom?

9 A. Well, they were various people
10 from Welland - Welland, Ontario.

11 Q. Yes?

12 A. I don't like to divulge their
13 names, but if you want their names I could
14 write them down.

15 Q. I don't want to know their
16 names.

17 A. No, all right.

18 Q. You gave them some security,
19 I suppose?

20 A. My motel, with the motel, the
21 Clifton Hill, and I gave them the motel I had,
22 the Plaza Hotel.

23 Q. Where was it?

24 A. On Lundy's Lane, in Niagara Falls,
25 Ontario.

26 Q. Yes. Well, then, you sold
27 your interest in that finance company?

28 A. Yes, my lord.

29 Q. When?

30 A. I think it was last year. We



1927

1. The first part of the book is devoted to a general survey of the history of the subject.

2. The second part is devoted to a detailed study of the various theories of the subject.

3. The third part is devoted to a critical examination of the various theories of the subject.

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30. The thirtieth part is devoted to a study of the various theories of the subject.



1 sold it to Industrial Acceptance, or Niagara
2 Finance.

3 Q. All right.

4 MR. WILSON: Q. Now, Louis
5 Iannuzzelli, that is your brother?

6 A. Yes.

7 Q. And he was a member of the
8 old Ranney Club?

9 A. Yes, he was.

10 C/4 Q. Now, it says this about your
11 brother, in this exhibit, in 100:

12 "Brother of Albert. His job
13 "is to count the money and
14 "keep figures and see that the
15 "Canadian partners get their
16 "fair share of the profits.
17 "Therefore, any figures or papers
18 "found on this man should be
19 "compared with figures and
20 "papers found on the American
21 "top bosses, as both combinations
22 "must keep figures on their person."

23 Now, to your knowledge, did your
24 brother Louis have anything to do with that
25 operation?

26 A. No, he didn't.

27 Q. Now, why would these people
28 enter your names, that is Louis and yourself,
29 as being the principal Canadian keepers of
30 this enterprise?



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A. I have no idea.

Q. You have no idea?

A. I haven't any whatsoever.

Q. Now, you remember that this club was raided on August 18th, 1958, and that as the raid at the same time, was made on the club, they made a raid on your Hilltop Motel?

A. Yes.

Q. Now, in this brief that I am reading off - from Exhibit 100 - it is 102, it says here, at page 7:

"The motel safe --

Speaking of the Hilltop Motel,

"The motel safe will contain
"balance of American money in
"the same sequence found on
"the accused men, along with
"dice, glass croupier sticks
"and other paraphernalia which
"you will have no trouble tying
"in with club operations."

Now, that is the statement we find in the brief. Now, what would you say about that?

A. Well, I would say that there was no truth in that. They had the Provincial Police --

Q. Why would that appear in that? Now, would you say that would be absolutely wrong?



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1 A. Yes, I would say that it is
2 absolutely wrong.

3 Q. Yes. Now, let's look at
4 what happened when the police went into your
5 motel on August 18th, 1958. On Exhibit 100,
6 and page 8, paragraph 8:

7 "At approximately 11:30 p.m.

8 "this date -- "

9 and that date would be August 18th, 1958,

10 "-- Provincial Constables

11 "MacDonald and Napolitano

12 "executed a search warrant

13 "under the provisions of

14 "Section 429cc at the Hilltop

15 "Cabins, 967 Clifton Hill,

16 "City of Niagara Falls, Ontario.

17 "The owner of the premises

18 "was suspected of being a

19 "principal in the operation of

20 "the Ramsey Club across the

21 "street. The name of the owner

22 "is Albert Iannunzelli. He

23 "was informed of the reasons for

24 "the search, and accordingly the

25 "office was searched. A box of

26 "tailor's chalk, and five dice

27 "were seized from these premises.

28 "The five dice bore the initials

29 "S.D.S., the same as the dice

30 "seized from the trap in the drain



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1 "pipes at the club."

2 Now, stopping there, did they find
3 this dice in your office?

4 A. They found cards, but they
5 didn't find five dice.

6 Q. Oh, well, you are saying the
7 officer who made the report and made the
8 seizure is wrong, do you?

9 A. No, no, no, no. I am -- I am
10 just telling you I think there was only one
11 pair of dice, and they were in the desk drawer.

12 Q. Well, you are saying the
13 officer is incorrectly reporting what he
14 found?

15 A. Well, if I could say, sir,
16 if you had the transcript of the case there,
17 it would show how many dice were actually
18 found on my premises, and what was produced
19 as evidence, and if you have it I would be
20 glad to hear it, because I am quite sure -
21 now, I may be mistaken, but I am quite sure
22 they only found one pair of dice, and they
23 know they were not of the same calibre of
24 dice that perhaps were found at the club.

25 Q. Well, if you want to have
26 some evidence called before this Commission
27 to refute this statement of this officer, you
28 may do it.

29 A. Well, I have been trying to
30 get a transcript.



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Q. Proper evidence too.

A. I beg your pardon, sir? I have tried to get the transcript of that case, which I think would have clarified a lot of points. I would certainly have given it to you, Mr. Wilson, if I had it.

Q. If you have any proper evidence, you bring it to my attention.

A. Well, sir, I would imagine all the evidence pertaining to that case were recorded in the local magistrate's court.

Q. Well, until we get it in proper form --

A. All right.

Q. -- we will just deal with this.

A. All right, sir.

Q. Why would the dice seized in your office have the initials S.B.S.?

A. Well, I still don't know.

Q. You still don't know?

A. No. I don't think they had the same initials.

THE COMMISSIONER: Q. Where were they found in your premises?

A. In a desk drawer.

Q. In your office?

A. Yes.

Q. In your desk?

A. In my -- well, it is just -- my desk, yes, my lord.



1980年12月21日 星期日



1 MR. WILSON: Q. Now, the next
2 paragraph —

3 THE COMMISSIONER: Q. Was the desk
4 locked?

5 A. No, it was open.

6 Q. Oh, well, I know they
7 eventually opened it and got it. Did you
8 have a key to the desk?

9 A. No, no. You know the drawer
10 that is in the middle.

11 Q. The centre drawer?

12 A. Yes, it could just be pulled
13 out. Anybody could have pulled it out.

14 MR. WILSON: Q. And then it goes
15 on in paragraph 8:

16 "Tailor's chalk is allegedly

17 "used to wax money used in the

18 "dice game. Most of the money

19 "seized from the Ramsey Club

20 "felt as if it might have wax

21 "on it. Further investigation

22 "into this will be taken by

23 "the Attorney-General's crime

24 "laboratory at Toronto. The

25 "serial numbers of \$1,600

26 "American money recorded by

27 "the above officers would indicate

28 "the money in the safe at the office

29 "of the Hilltop cabine and the

30 "serial numbers of some of the



THE UNIVERSITY OF CHICAGO

DEPARTMENT OF THE HISTORY OF ARTS

AND ARCHITECTURE

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1 money seized from the found-ins

2 "at the Ramsey Club are in very

3 "close sequence to this \$1,600.

4 "Some of this money was bound

5 "by wrappers similar to the money

6 "wrappers found at the Ramsey

7 "Club."

8 Now, can you give any explanation
9 as to why the moneys found in the club and the
10 moneys found in your safe would have a sequence
11 of that kind?

12 A. Well, sir, I don't know why
13 the money from the club was the same sequence
14 as my money I had in the safe, but I do in
15 the summer time go to the bank and get new
16 money, and they could be going to my bank.
17 You could ask them that, and probably somebody,
18 or some unknown person, went to the bank and
19 right after me they got the same sequence of
20 money. That could be easily what happened.

21 Q. What bank would they go to?

22 A. Well, I don't know. Any
23 bank in Niagara Falls, New York. I needed
24 American money in my business. I kept a
25 large amount on hand.

26 Q. You say you kept \$1,600 in
27 your safe?

28 A. I kept more than that.

29 Q. More than that?

30 A. Yes, sir.



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1 Q. Just for your day-to-day
2 operation?

3 A. Yes, sir.

4 Q. How many units have you got
5 there?

6 A. 32.

7 Q. 32, and what would be the
8 total, if you were filled up? What would
9 your total income be on any one day from the
10 32 units?

11 A. Close to a thousand dollars.

12 Q. Close to a thousand dollars.
13 Do you charge as much as \$30 a unit?

14 A. Not quite.

15 Q. No, I wouldn't think so.

16 A. No.

17 Q. And what would you charge? What is
18 your highest charge for any of these units?

19 A. \$24.

20 Q. \$24. What is your lowest?

21 A. \$18.50, in season. Of
22 course, off-season they are --

23 Q. Yes. Well, it would at most
24 run, say, \$700, wouldn't it?

25 A. Yes, but then I have a
26 restaurant and lunch counter and a gift shop
27 in conjunction.

28 Q. Yes. And in order to meet
29 the operations requirements you would carry
30 more than \$1,500 of American money?



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1 A. On some days I carry more
2 than that.

3 Q. Just to make change for your
4 customers?

5 A. Yes, and sometimes they want
6 to cash cheques, and so on. I have got to
7 have the money.

8 Q. And you say this may be just a
9 coincidence that the people -- your people
10 went to the same bank on the American side
11 that these people who were attending the old
12 Ramsey went to get their money?

13 A. Well, I would say that something
14 like that would have possibly - could possibly
15 happen, yes.

16 Q. Yes. Well, that is the
17 only explanation you have?

18 A. That is the only explanation
19 I have.

20 THE COMMISSIONER: Q. You were not
21 in the habit of going across the river to
22 get American money, were you?

23 A. No. Sometimes I would go
24 to my local bank and ask them if they would
25 get me so much money in American money. If
26 they didn't have it on hand I would go across
27 the bridge and get it.

28 Q. So they wouldn't have new
29 American money on hand?

30 A. At the bank?



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1 Q. Yes.

2 A. Sometimes. If they didn't
3 have the amount in old money, they would
4 give you new money.

5 Q. Would they have new American
6 money here?

7 A. At the American bank?

8 Q. No, the Canadian bank where
9 you used to go?

10 A. You had to order it, and they
11 would get it in new money.

12 Q. I see.

13 A. You see, my lord, you couldn't
14 go in the bank and say I want \$2,000 in
15 American money, because they wouldn't have
16 that on hand, because of the fluctuating
17 discount rate, they got rid of it right away.
18 You have to order it. They would order it,
19 and when they got it they would call you up
20 and say, come on down and get it.

21 Q. I see.

22 A. Yes.

23 MR. WILSON: Now, after the raid on August
24 18th, 1958, the Ramsey Club was out of
25 operation for a while?

26 A. Quite some time, I think.

27 Q. Yes. Then it started up again
28 about July of 1959 at 1648 Stanley?

29 A. I think. I don't know. I
30 knew where it was on Stanley Street. I don't



1. The first part of the document is a list of names and addresses, which are arranged in two columns. The names are written in a cursive hand, and the addresses are written in a more formal, printed hand. The list includes names such as "John Smith", "Mary Jones", and "Robert Brown", and addresses such as "123 Main Street", "456 Elm Street", and "789 Oak Street".

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know the number.

Q. Well, were you a member then, when it was operating at Stanley?

A. Yes, I was a member.

Q. You were a member there?

A. Yes.

Q. Were you an officer?

A. No.

Q. And the president there was Harold Edwards?

A. Yes. My lord, could I have a drink of water?

THE COMMISSIONER: Yes. Get the witness a drink of water, Mr. Registrar.

MR. WILSON: Q. You know who Harold Edwards was? You know his relationship to Niccoletti?

A. No, I didn't.

Q. You didn't?

A. No, I didn't know his relationship.

Q. Well, I thought you knew all those people pretty well. Wasn't he a brother-in-law?

A. I think, Mr. Wilson, you recall that I said Niccoletti.

Q. But you didn't know Harold Edwards?

A. No, I didn't.

THE COMMISSIONER: Q. But you know he



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1 was president, you said?

2 A. No, no. I said that, my lord,
3 I said that he - I told Mr. Wilson that - I
4 told him I knew Niccoletti.

5 Q. No, no, no. Mr. Reporter,
6 will you go back - I may be entirely mistaken,
7 but I think the witness said that he knew
8 Edwards was president?

9 A. Well, yes, that I knew he
10 was president in this respect, my lord, that
11 on the wall there were cards who the officers
12 were.

13 THE COMMISSIONER: All right. No
14 matter how you knew it, you knew he was
15 president?

16 A. Yes, my lord.

17 MR. WILSON: Q. Did you attend at
18 the new address on Stanley Avenue, or were
19 you -

20 A. You mean, if I was attending?

21 Q. Yes, from time to time.

22 A. Yes, I was in there
23 occasionally.

24 Q. Yes. And were you participating
25 in the bank game there? Did you play
26 at all?

27 A. I never gamble.

28 Q. Oh, you never gamble?

29 A. No.

30 Q. What did you do when you went



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1 there?

2 A. Oh, I would sit down and
3 watch television, chat with different people,
4 watch them play gin rummy.

5 Q. You were not one of those
6 persons who were a compulsive attendant at
7 a gambling resort, is that right?

8 A. Well, I was not compulsive.

9 Q. Not compulsive?

10 A. No, I was there maybe a dozen times
11 at the most.

12 Q. Yes. Just to go and watch?

13 A. Well, just to get away from
14 home sometimes.

15 Q. Yes. Now, you have had some
16 work done by a legal firm of Fleming, Harris,
17 Kerwin, Barr, and Hildebrand?

18 A. Well, Mr. ---

19 Q. By Mr. Fleming of that firm?

20 A. Yes, Mr. Fleming was - had
21 been my lawyer for many years.

22 Q. Well, now, a letter dated
23 August 24th, 1959, is brought to my attention,
24 by that firm to the Unemployment Insurance
25 Commission, in which Mr. Fleming says that
26 they would appreciate if the Commission would
27 review the situation and advise Mr. Iannuzzelli -
28 Albert Iannuzzelli accordingly. Now,
29 the letter - do you have the letter, as I
30



Page 1

THE UNITED STATES OF AMERICA

IN SENATE

January 1, 1900

REPORT

OF THE

COMMISSIONER OF THE GENERAL LAND OFFICE

TO THE SENATE

AND HOUSE OF REPRESENTATIVES

IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE

ON MAY 1, 1899

AND BY THE HOUSE OF REPRESENTATIVES

ON MAY 1, 1899

AND BY THE HOUSE OF REPRESENTATIVES

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1 think it would be much better. Let's have
2 the letter, and we will just let the witness
3 see it.

4 A. I will take your word for it
5 now.

6 Q. Oh, no, I would much rather
7 that you looked at it.

8 A. Sure.

9 Q. I want to ask a question or
10 two about it.

11 A. All right, sure.

12 Q. Well, while Mr. Carty - oh,
13 have you got it? Do you know the firm of
14 Holm, Smiley and Company?

15 A. I think, sir, the name -
16 correction - it is Howe, Smiley and Company.

17 Q. Howe, Smiley and Company?

18 A. Yes.

19 Q. Who are they?

20 A. They are chartered accountants.

21 Q. Yes. Well, I show you a
22 letter - or copy of a letter of August 24th,
23 1959 to the Howe, Smiley and Company --
24 to Fleming from Howe, to the attention of
25 S.H. Fleming:

26 "Re: Ramsey Club;

27 " We enclose herewith copies

28 "of letters received from

29 "Unemployment Insurance Commission

30 "concerning Ralph Agretti.

[illegible]



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"We would appreciate
"it if you would review this
"situation and advise Mr.
"Albert Iannuzzelli accordingly."

A. (Examines letter) - Well,
if I recall correctly ---

THE COMMISSIONER: Let me see that,
please.

MR. WILSON: Q. Now, who were
Howe, Smiley and Company acting for? You?

A. Well, I think they were
acting on behalf of the Ramsey Club.

Q. On behalf of the Ramsey Club?

A. Yes. They were chartered -
from my understanding, they were the
chartered accountants for them.

Q. Do you want me to bring them
over, or can you just give us the facts now?

A. Well, I ---

Q. Did you instruct them to do
this, to try and get Ralph Agretti covered
by unemployment insurance?

A. Well, I was going to - I
think my memory serves me correctly. I think
Mr. Agretti was trying to get unemployment
insurance.

Q. Yes?

A. And he came to me, and asked
me how to go about it, and I said the best
thing for you to do is go see the club, the



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1 chartered accountant. So he went down there,
2 and I don't know what transpired, and then I
3 took Mr. Agretti down to the unemployment
4 office to - to see the head of the unemployment
5 office in regards to him getting unemployment,
6 and perhaps that is how that all came about.

7 Q. And was this in connection
8 with his employment at the new or the old?

9 A. I think it was the old
10 Ramsey Club. I don't know.

11 Q. Are you suggesting that a
12 year later you would be carrying on, or
13 having Howe, Smilgy carry on this correspondence?

14 A. Well, I don't -- I don't
15 know what transpired in that correspondence.
16 The only thing I know that I recall bringing
17 Ralph Agretti down to the unemployment
18 insurance, trying to get unemployment.

19 THE COMMISSIONER: We better recess
20 for ten minutes. Maybe you can get that
21 straightened out.

22 ---A short recess.
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(Page 11217 follows)



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1 ---On resuming:

2 MR. WILSON: Q. I have read over the
3 correspondence and it is clear that an attempt
4 was being made to qualify Ralph Agretti, the
5 steward at the Ramsay Club, under the
6 unemployment insurance legislation, and
7 the result of it was unfavourable and you
8 were to be informed of the fact that it was
9 unfavourable. Now, what was your concern
10 with Ralph Agretti's relationship to the
11 Unemployment Insurance legislation?

12 A. Well, sir, none whatsoever. I
13 mean, I have a lot of people come to me and
14 ask if I would go different places to do
15 them favours, not because I know people
16 or anything. For instance, take a lot of
17 Italian immigrants who cannot speak very
18 good English, they ask me perhaps to go down
19 to the bank and explain something, or down
20 the City Hall, and that would be the similar
21 case to this here.

22 Q. You say it had nothing to do
23 with any possible interest that you had in
24 the new Ramsay Club?

25 A. No, I never had any interest
26 in the new Ramsay Club.

27 Q. To your knowledge, who ran
28 the game at the new Ramsay Club?

29 A. I have never seen a game when I
30





1 was there.

2 THE COMMISSIONER: Who to your knowledge
3 ran it?

4 A. I don't know if there was one,
5 my lord. I mean, I don't know who ran it if
6 there was a game.

7 MR. WILSON: Who to your knowledge ran
8 the game at the old Ramsay Club?

9 A. I don't know. I was never in
10 the old Ramsay Club outside of the ---

11 Q. The once?

12 A. The once when I went inside.

13 Q. But you were in the new Ramsay,
14 you say, about a dozen times?

15 A. Yes.

16 Q. And were they the same people
17 there as had been operating the old Ramsay
18 Club?

19 A. I would say most of them, yes.

20 Q. Were there any newcomers?

21 A. It is pretty hard to say. I
22 suppose there were, yes.

23 THE COMMISSIONER: Who were they?

24 A. I don't know, my lord.

25 MR. WILSON: Q. Now, on May 5th, 1960,
26 you were on the premises of the Ramsay Club
27 when the O.P.F. came in, weren't you?

28 A. You mean the night that the
29 Ramsay Club was raided, sir?

30 Q. No -- it was a raid, yes.



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A. What date, sir?

Q. May 5th, 1960.

A. I presume I was if that is the information the police gave you.

Q. The evidence of Constable Moore on page 8401 is to the effect that you were there, and when he asked you for your name you refused to give it. Does that bring it back to your memory?

A. Yes, that is quite clear.

Q. Good, that is quite clear. Then perhaps you will tell us how you were identified, who told the officer who you were?

A. If I recall correctly, what happened there, Mr. Wilson, I was in my office at the motel and there was a phone call come through that they wanted to know if a local lawyer was there -- I have the name, but I would just as soon withhold it and give it to you.

THE COMMISSIONER: Some local lawyer?

A. Yes, and I said he was, and he said, "Well, would you send him up to the club? The police are here." I said, "What club?", and he told me the Ramsay Club. So I said, "Well, here, talk to the lawyer." So he talked. I said, "Where are you going?", I asked this lawyer. He said, "Up to the club." I said, "If you wait



The first part of the report deals with the general situation of the country. It is a very interesting study of the country's development. The second part of the report deals with the country's economic situation. It is a very interesting study of the country's economic development. The third part of the report deals with the country's social situation. It is a very interesting study of the country's social development. The fourth part of the report deals with the country's political situation. It is a very interesting study of the country's political development. The fifth part of the report deals with the country's cultural situation. It is a very interesting study of the country's cultural development. The sixth part of the report deals with the country's environmental situation. It is a very interesting study of the country's environmental development. The seventh part of the report deals with the country's international situation. It is a very interesting study of the country's international development. The eighth part of the report deals with the country's future. It is a very interesting study of the country's future development. The ninth part of the report deals with the country's conclusion. It is a very interesting study of the country's conclusion. The tenth part of the report deals with the country's appendix. It is a very interesting study of the country's appendix.

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1 a few minutes, I'm going there and I will go
2 along with you."

3 So we both went out. When we got in the
4 door I think Moore rushed right at me and asked
5 me, "What is your name?" I said, "What do
6 you want my name for? I didn't do anything.
7 I just come here with the lawyer." He
8 started to get kind of indignant and I said,
9 "If you think I have done anything wrong,
10 charge me with something, when I will give
11 you my name", and that was the conversation.
12 But later on I gave him my name, I think I did.
13 I don't recall this ---

14 MR. WILSON: Q. No, I think the officer
15 said that Sid Ross gave him your name.

16 A. Probably he did, I don't know.

17 Q. You know Sid Ross?

18 A. Yes, I know Sid Ross.

19 Q. He was what, a steward there?

20 A. I think he was.

21 Q. You don't think, you know?

22 A. Well, his name was on the board
23 that he was steward.

24 Q. And so you think maybe he was
25 steward?

26 A. Well, he was steward.

27 Q. All right. Sid Ross had not been
28 at the old Ramsey Club, had he?

29 A. Well, I don't know.

30 Q. Did you ever see him in the old



1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1863.

2. The second part is a report from the Secretary of the Treasury, dated January 1, 1863.

3. The third part is a report from the Secretary of the Interior, dated January 1, 1863.

4. The fourth part is a report from the Secretary of the Navy, dated January 1, 1863.

5. The fifth part is a report from the Secretary of the War, dated January 1, 1863.

6. The sixth part is a report from the Secretary of the State, dated January 1, 1863.

7. The seventh part is a report from the Secretary of the Army, dated January 1, 1863.

8. The eighth part is a report from the Secretary of the Marine Corps, dated January 1, 1863.

9. The ninth part is a report from the Secretary of the Coast and Geodetic Survey, dated January 1, 1863.

10. The tenth part is a report from the Secretary of the Smithsonian Institution, dated January 1, 1863.

11. The eleventh part is a report from the Secretary of the United States Geological Survey, dated January 1, 1863.

12. The twelfth part is a report from the Secretary of the United States Fish Commission, dated January 1, 1863.

13. The thirteenth part is a report from the Secretary of the United States Forest Service, dated January 1, 1863.

14. The fourteenth part is a report from the Secretary of the United States Land Office, dated January 1, 1863.

15. The fifteenth part is a report from the Secretary of the United States Patent Office, dated January 1, 1863.



1 Ramsay Club?

2 A. I was never in the old Ramsay Club,
3 just the once.

4 Q. Let us keep the story straight.

5 A. All right.

6 Q. Did you ever go to the Frontier
7 Club in Bertie Township?

8 A. No, I was never in the Frontier
9 Club in Bertie Township.

10 Q. Do you know Sammy Balson?

11 A. I know of him.

12 Q. Did you ever meet him?

13 A. No. You mean, did I ever meet
14 him, been introduced to him?

15 Q. Yes.

16 Q. I met around the Centre in Niagara
17 Falls, yes, I was never introduced. You don't
18 introduce, you just say "hello", start
19 talking, and you strike up an acquaintance.

20 Q. We have had some evidence here
21 that former Constable Wright told Constable
22 Scott of the G.P.P. that you paid Balson
23 a hundred dollars for protection for the
24 Ramsay Club from the Anti-Gambling Squad.
25 What do you say as to that?

26 A. I say it is a lie.

27 Q. You say it is a lie, so that
28 when you rushed down on May 5th, 1960, to
29 that club with the lawyer, it was just
30 curiosity, I suppose?



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1 A. Well, no, it wasn't curiosity, if
2 that is what -- I know what you are inferring
3 to, but let us put it this way. This lawyer
4 comes to my establishment practically every
5 night. He was there last night.

6 Q. What has that got to do with your
7 rushing down to the club with him?

8 A. I just said, "I will come along
9 with you", that is all.

10 THE COMMISSIONER: Write his name down,
11 please.

12 MR. WILSON: Did you ever purchase
13 anything for the club?

14 A. Well, I might have. I don't
15 know, I don't think so. I might have sold
16 them some.

17 Q. What would you have sold them?

18 A. Well, if I recall, I think I
19 sold them a rubber mat or something. Somebody
20 came to me and asked me if I had any rubber
21 mats, because I had got them in the kitchen
22 of the restaurant so the cooks don't slip.
23 I had some on hand and I must have sold
24 them something like that.

25 Q. So this cheque of February 17th,
26 1960, drawn on the Royal Bank of Canada by
27 the Ramsay Club, per Ralph Agretti, in favour
28 of yourself for \$44.50, "Re rubber matting",
29 would be payment for the rubber matting?

30 A. Well, if that is what it says,



IN SENATE,

JANUARY 1, 1901.

REPORT

OF THE

COMMISSIONER OF THE LAND OFFICE,

IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE,

PASSED MAY 1, 1899.

ALBANY:

JOHN W. BAKER, PRINTING OFFICE,

1901.

ALBANY:

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JOHN W. BAKER, PRINTING OFFICE,

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JOHN W. BAKER, PRINTING OFFICE,

1901.

ALBANY:

JOHN W. BAKER, PRINTING OFFICE,



1 that is what it is.

2 Q. So just as a friend who went there
3 to look at the boys gambling, you would sell
4 them some rubber matting they needed for
5 their operation?

6 A. Well, I had some on hand, yes.
7 I would sell them. I sell different stuff
8 that I don't need around the motel.

9 Q. I think that is all. The
10 name of that solicitor is in evidence already,
11 Mr. Commissioner.

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16 EXAMINED BY MR. HOGG:

17
18 Q. We have heard, Mr. Iannuzzelli,
19 that your net worth in, was it 1951, was some
20 \$200,000 declared?

21 A. I don't know. If that is on
22 the records, then that is what it must be.

23 Q. I take it that would have been
24 acquired not since 1940 but since 1945 when
25 you got out of the Army?

26 A. In that time, yes.

27 Q. In that period of five, six years?

28 A. Mind you, sir, that money was
29 not all mine. It was borrowed money but,
30 yes, it was acquired.



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1 THE COMMISSIONER: Wasn't all yours, it
2 was borrowed?

3 A. No, my assets, I don't know if
4 he is referring to the \$100,000 ---

5 Q. No, no.

6 A. I am sorry, my lord. I didn't get
7 the question.

8 Q. Your net worth.

9 A. My net worth? Yes, if that is
10 what it says, that is what I was worth.

11 Q. So you acquired that in five years?

12 A. Five years.

13 MR. HOGG: Q. That is what you have
14 declared. Was there anything in addition to
15 that?

16 A. I wouldn't know. I haven't the
17 records at my hand, sir.

18 Q. This finance company, had Benjamin
19 Nicoletti an interest in that with you?

20 A. Yes, he had.

21 Q. A photograph has been introduced
22 as Exhibit 261.

23 A. I don't have to see. I know the
24 man quite well.

25 THE COMMISSIONER: What was his interest?

26 A. About fifteen per cent.

27 MR. HOGG: About? It was fifteen per cent?

28 A. It was fifteen per cent.

29 Q. Who else was ---

30 A. May I keep it private and give the



1. The purpose of this document is to provide information regarding the activities of the [redacted] during the period [redacted] to [redacted].	1
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1 names to my lord?

2 THE COMMISSIONER: Yes.

3 A. I have them written here, my lord.

4 Q. You came prepared?

5 A. Well, I figured I was going to be

6 asked so I thought I would write them down to

7 save a lot of people embarrassment. The

8 names of the last three were the officers.

9 This gentleman, this is his first name.

10 Q. First name?

11 A. Yes.

12 MR. HOGG: I would like to compare that

13 with the information that I have, if I may,

14 Mr. Commissioner.

15 THE COMMISSIONER: Do you want to see

16 this?

17 MR. HOGG: Yes, if I may.

18 Q. Nicoletti was in this company with

19 you from the beginning?

20 A. Very beginning.

21 Q. I am going to read to you from

22 Exhibit No. 102, the Ramsay brief at the top

23 of page 5:

24 "Benjamin Nicoletti, American-- top

25 "Mafia boss. Lengthy record and if

26 "charged will abscond bail. Will

27 "be found in main clubroom. Usually

28 "sits on ladder overlooking crap

29 "game."

30 How long have you known Nicoletti?



THE JOURNAL OF THE

ROYAL SOCIETY OF MEDICINE

VOLUME 100, PART 1, 1907

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THE NATURE OF THE DISEASE

OF THE LUNG

AND ITS RELATIONSHIP

TO THE BLOOD

BY J. H. ROBERTSON

AND

THE NATURE OF THE DISEASE

OF THE LUNG

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THE NATURE OF THE DISEASE

OF THE LUNG

AND ITS RELATIONSHIP

TO THE BLOOD

BY J. H. ROBERTSON



1 A. I say ever since we were youngsters.

2 Q. So you would know about his back-
3 ground?

4 A. Well, sir, it is pretty hard. You
5 can chum around with a man a long time but he
6 doesn't disclose ---

7 THE COMMISSIONER: Did you know his
8 background?

9 A. No, I didn't, my lord, I didn't
10 know his background.

11 Q. You didn't?

12 A. No, I didn't.

13 MR. HOGG: Q. To your knowledge had he
14 gone to jail?

15 A. No, I did never know he went to
16 jail.

17 Q. Did you know anything ---

18 A. What I read in the papers, yes.

19 Q. Do you know now? Have you
20 made some enquiries since this Commission
21 started and found out what----

22 A. I had no cause to make enquiries
23 into other people's lives.

24 Q. So your testimony now is you don't
25 know whether or not he has gone to jail in the
26 States?

27 THE COMMISSIONER: He says he knows it now.

28 A. I know it now.

29 MR. HOGG: Q. You know it now?

30 A. Yes, I said that.



Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.

Q. Now, you say that you saw the man who was with the woman?

A. Yes, I saw him.



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Q. That he has gone to jail?

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A. Apparently, I read it in the papers that he has, yes. It must be true.

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Q. Now, we have heard in connection with another matter that when you are going to have a finance company some statements as to character have to be forwarded to the Registrar of Insurance. In this case who did you get references from?

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A. Well, sir, when I made application for a finance company, as you are well aware, I think you are a lawyer and most of these law firms, they get the charter for you and then transfer it over to you. That is the way that finance company had been acquired. The law firm of Martin, Calvert, Shepherd & Matthews, I think, were the ones that acquired the finance company charter for me.

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Q. Witness, your answer has nothing to do with my question at all.

20

21

A. I wasn't asked to produce any character as to -- what the character of a man had to be, I don't think so. I wasn't asked.

22

23

24

Q. Who wrote letters on your behalf?

25

26

A. May I have a piece of paper, my lord? I can point to the name on that --

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THE COMMISSIONER: The second name on this list.

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MR. HOGG: My lord, is there any reason



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1 why I cannot suggest the name of this company at
2 this point to the witness?

3 THE COMMISSIONER: The finance company?

4 MR. HOGG: Yes.

5 THE COMMISSIONER: He has given the name
6 of it, hasn't he?

7 THE WITNESS: It is the Power City Finance.

8 MR. HOGG: Power City?

9 A. Yes.

10 THE COMMISSIONER: And that man gave a
11 character reference of some kind?

12 A. He gave me a character.

13 Q. On your behalf?

14 A. On my behalf.

15 Q. Who gave one for Nicoletti?

16 A. I wasn't asked for any other
17 character reference, my lord. I don't recall
18 anyway.

19 MR. HOGG: I ask, Mr. Commissioner, whether
20 there is a file of this company similar to the
21 one on Simple Finance.

22 MR. WILSON: No, but we will have the
23 information for you in a few minutes.

24 MR. HOGG: Q. Now, where did the money
25 come from, the \$100,000?

26 A. Well, as I suggested ---

27 THE COMMISSIONER: That is what you put
28 into it?

29 A. Yes.

30 Q. Personally?



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A. Yes, my lord.

MR. HOGG: Q. That was your personal money?

A. Through loans made on my properties.

C. Is that mortgages you raised?

A. Mortgages.

Q. That you raised money?

A. Yes.

Q. Did all the money come from mortgages raised on your property or was some in the form of liquid cash?

A. I believe it all came from mortgages. My lord, do you want the name ---

THE COMMISSIONER: Did any of those other people put up any money?

A. Yes, they did. I could give you the amount of percentage if you wish.

MR. HOGG: The witness, I believe, wrote down the name of the person who wrote a letter on his behalf. Mr. Wilson would like to see it.

THE COMMISSIONER: He has pointed to the second name on the list.

Q. How much cash went into the treasury of that company?

A. I really offhand can't recall. I would have to go to ---

Q. You put up \$100,000?

A. I didn't put it all in. I think we put up approximately seventy-five, some thing like that.



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1 Q. I thought you had been telling me
2 that you put up \$100,000 into it?

3 A. Well, through organization and
4 everything it came to about \$100,000.

5 Q. What do you mean, "through
6 organization"?

7 A. I mean, when I say "organization",
8 I mean getting the premises ---

9 Q. Speak louder.

10 A. Yes, acquiring the office space
11 and legal fees and so on.

12 Q. That was paid by the company, I
13 suppose?

14 A. Yes.

15 Q. The rent and legal fees?

16 A. Yes.

17 Q. Government fees?

18 A. Yes.

19 Q. But you put up \$100,000 yourself?

20 A. I would say that I did. Now, I
21 couldn't tell you right offhand. I would
22 have to check into the records and it would
23 tell how much money I actually put in.

24 Q. How much went into the treasury
25 of this company? Your \$100,000 went in and
26 how much more?

27 A. The whole total company was
28 \$100,000 assets and then we borrowed money
29 from the bank besides that.

30 Q. I see, so that originally you put



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1 up all the money?

2 A. Yes -- no, these people put up part
3 of their money.

4 Q. I don't understand.

5 MR. HOGG: Q. How much did Benjamin
6 Nicoletti put up?

7 A. Fifteen per cent of \$100,000 would
8 be fifteen --- Wait a minute. No, may I
9 make a correct, my lord?

10 THE COMMISSIONER: Yes?

11 A. We put up \$50,000.

12 Q. Who is "we"?

13 A. My brothers and I, we put up \$50,000.

14 Q. Yes?

15 A. Then we went to the bank to borrow
16 money and they said we didn't have enough assets,
17 so we went out ---

18 Q. Who went to the bank?

19 A. My brothers and I.

20 Q. Yes?

21 A. We went out and borrowed the
22 additional money and we loaned this additional
23 money to the finance company. You see, we
24 went out and borrowed it personally and then
25 in addition we loaned it to the finance
26 company.

27 Q. Yes, so that the finance company
28 then had capital assets of \$50,000?

29 A. Yes.

30 Q. It had another \$50,000 for which



[The page contains extremely faint, illegible text, likely bleed-through from the reverse side. The text appears to be organized into several paragraphs and possibly a list or table structure.]



1 it was liable?

2 A. Approximately \$50,000. I will
3 say this because really if I tell you any
4 other -- unless I look at the records I
5 could tell you -- approximately \$50,000
6 went in there as a loan to the finance
7 company which they in turn ---

8 Q. From you and your three brothers?

9 A. From us three brothers, which
10 we borrowed from private sources. Then in
11 this particular case the finance company was
12 paying us interest on our money that we
13 borrowed, plus we went to the bank and we
14 borrowed additional money to carry on the
15 business.

16 Q. How much?

17 A. I think it was around \$146,000,
18 \$150,000. I can't remember correctly, I
19 don't know the correct figures.

20 Q. The company made this additional
21 borrowing from the bank?

22 A. Yes.

23 Q. How much did Nicoletti put in?

24 A. I don't know. I know that he
25 had ---

26 MR. HOGG: Q. I suggest to you he didn't
27 put in a cent?

28 A. Oh, no, no.

29 Q. No?

30 A. No.



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1 THE COMMISSIONER: How much did he put in?

2 A. He had fifteen per cent.

3 Q. Fifteen per cent of what?

4 A. Of the finance company, fifteen
5 per cent of the shares.

6 MR. HOSS: Q. How much money did he put in?

7 A. No, I mean, it all shows in my
8 books.

9 Q. Are you suggesting that he put
10 in fifteen per cent of the money?

11 A. No.

12 Q. No.

13 A. I really would have to see the
14 books to answer the question.

15 THE COMMISSIONER: Where are the books?

16 A. Well, they would be -- I could
17 get it from the lawyers.

18 Q. The lawyers have the books?

19 A. Well, we do most of our -- when
20 we have a transfer ---

21 Q. Speak up.

22 A. My lord, we leave them there just
23 in case we have to refer to them. The law
24 firm of Matthews & Matthews has, I think,
25 part of our books, and if not we can produce
26 them.

27 Q. Have you sold this company to the ---

28 A. Industrial -- I think it is
29 Niagara Finance.

30 Q. Niagara Finance?



Q. Now, did you see any other persons there?

A. No, I did not see any other persons there.

Q. Did you see any other persons there?

A. No, I did not see any other persons there.

Q. Did you see any other persons there?

A. No, I did not see any other persons there.

Q. Did you see any other persons there?

A. No, I did not see any other persons there.

Q. Did you see any other persons there?

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Q. Did you see any other persons there?

A. No, I did not see any other persons there.

Q. Did you see any other persons there?

A. No, I did not see any other persons there.

Q. Did you see any other persons there?

A. No, I did not see any other persons there.

Q. Did you see any other persons there?



1 A. Yes.

2 Q. Did they buy the shares in the
3 company or did they buy the assets of the
4 company?

5 A. They bought -- I think they bought
6 the assets, the assets and all the loans that
7 were made, you know. Like, people come and
8 make loans, they give you so much.

9 J. Yes, accounts receivable?

10 A. Yes, that was it.

11 Q. Niagara Finance bought it then?

12 A. They bought it.

13 Q. Then was the Power Finance wound up?

14 A. It was wound up.

15 Q. It was wound up, so that your
16 lawyers would keep your books?

17 A. Yes.

18 Q. And the books would show how much
19 Nicoletti put up in cash?

20 A. It would show on the final disburse-
21 ments, yes.

22 MR. HOGG: Q. That is what he got out
23 of it. I am talking about what he put into it.

24 A. Are you suggesting that he didn't
25 put anything in? I am telling you he did put
26 money in.

27 THE COMMISSIONER: I want to know how much.

28 A. My lord, I really couldn't tell
29 you at this particular time. I think it
30 was either -- I would have to figure it out.



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1 MR. HOGG: Q. I am not talking about in
2 cash, just in percentage. Would he put up
3 fifteen per cent?

4 A. Let me figure it out, please.

5 THE COMMISSIONER: He is pretty good
6 at figures.

7 A. Good gracious.

8 MR. HOGG: Yes, I would think so.

9 THE WITNESS: Seventy-five hundred.

10 MR. HOGG: Q. Cash?

11 A. Cash.

12 Q. Now, this other man ---

13 THE COMMISSIONER: Fifteen per cent of
14 the fifty thousand?

15 A. Of the \$50,000.

16 Q. Did one of these men who were in
17 this venture sit on the Police Commission, on
18 a Police Commission?

19 A. My lord, I would like to answer
20 that question but I don't see ---

21 THE COMMISSIONER: Just a minute.
22 Supposing he is, what about it?

23 MR. HOGG: I would think that would be
24 a rather odd circumstance, my lord.

25 THE COMMISSIONER: Is a man on the Police
26 Commission not entitled to do business? He
27 may be in bad company.

28 MR. HOGG: When you are associated with ---

29 THE COMMISSIONER: Is that your point,
30 that he is in bad company?



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1 MR. HOGG: Yes.

2 MR. ROSE: Of course, Mr. Commissioner,
3 Mr. Hogg says "Yes", but there is no evidence
4 before us here that anybody associates with
5 Mr. Albert Iannuzzelli that is in bad
6 company. I haven't heard that evidence.

7 THE COMMISSIONER: Nicoletti was not an
8 angel.

9 MR. ROSE: We are not talking of Nicoletti,
10 but of Mr. Iannuzzelli.

11 THE COMMISSIONER: We are talking about
12 the men on the Police Commission being a
13 director of Mr. Nicoletti.

14 MR. ROSE: Of course, Mr. Hogg is saying
15 "yes". If he is referring to Nicoletti, that
16 is one thing, but it is whom he is referring
17 to. If he is referring to this witness ---

18 THE COMMISSIONER: It is obvious what
19 he is referring to.

20 MR. HOGG: My next question, my lord,
21 is going to be of this witness: Did the
22 man put a cent into the business?

23 A. He did.

24 Q. He did?

25 A. He did put money in.

26 Q. Where did his interest go after
27 the company wound up?

28 A. To his successors.

29 Q. His estate?

30 A. Yes.



1. The first part of the report

2. The second part of the report

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30. The thirtieth part of the report



1 Q. No question in your mind that he
2 actually put cash into this?

3 A. There is no question in my mind.

4 THE COMMISSIONER: Speak up.

5 MR. HOGG: Q. And that would reflect
6 in the documents, would it?

7 A. Yes. I am sorry, my lord.

8 MR. HOGG: I have a few questions on
9 this area, my lord, but Mr. Wilson is
10 preparing some documents on it, and I think
11 it might be of more assistance if they
12 were postponed, perhaps.

13 THE COMMISSIONER: Have you anything to
14 go right on with?

15 MR. HOGG: Apart from this, yes, I can
16 go on to another area.

17 THE COMMISSIONER: Go on.

18 MR. HOGG: Q. Do you know "Big Bill
19 Montana"?

20 A. Whom?

21 Q. Montana?

22 A. Never heard of the man.

23 Q. What was the tailor's chalk doing
24 in your office?

25 A. Well, sir, we have two tailor
26 establishments and dry cleaning establishments.

27 Q. Yes?

28 A. And sometimes a salesman may drop
29 around and he wanted you to buy his particular
30 brand, and that is the way that perhaps that



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1 chalk was found on my premises.

2 Q. Was it in your safe?

3 A. No.

4 Q. In your office?

5 A. It was in my office drawer. The
6 only things in my safe is money.

7 Q. Talking about the money, from
8 what bank were you ordering -- Canadian bank
9 were you ordering amounts of \$2,000 in cash?

10 A. Bank of Montreal.

11 THE COMMISSIONER: American currency.

12 MR. HOGG: American.

13 A. The Bank of Montreal.

14 Q. You have done that on numerous
15 occasions?

16 A. I wasn't ordering American money.
17 I would go to the bank and tell them I want
18 so much money in American. If they have it
19 in the bank they would give it to me. If
20 they didn't have it in old bills they would
21 order it, and when you order it you get
22 new money.

23 Q. On a number of occasions you
24 ordered from a Canadian bank amounts of \$2,000
25 in American money?

26 A. Sometimes more, sometimes less.

27 Q. On a number of occasions?

28 A. On a number of occasions.

29 Q. And this was for your running
30 expense?

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A. Running what?

Q. I gather, your motel?

A. Yes.

Q. I would have thought you would be taking money in from customers, not paying out?

A. When you open up a store you have got to have change to make for the customers, I presume.

THE COMMISSIONER: I suppose a large part of your business at the motel is with Americans?

A. Ninety-nine per cent, my lord.

MR. HOGG: Q. Had Feeley and McDermott ever come to stay at that motel?

A. That's right.

Q. Do you know them?

A. Yes, they are casual acquaintances, that is how I know them.

Q. How did you happen to meet them?

A. I think on one occasion they came down there and they wanted to buy a motel. The reason I am hesitating, I am waiting for him --- Is it all right? On several occasions they come down and wanted to buy a motel and have asked me what motels were good and what were bad in the areas. Now, they didn't come specifically to see me. I used to see him hanging around down the Centre in Niagara Falls.

THE COMMISSIONER: Down the Centre?



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1 A. Yes, that is a little part of
2 Niagara Falls that is called the Centre.
3 You see, Niagara Falls really used to be
4 three villages and it was incorporated --
5 Clifton, Niagara Falls and Drummondville.
6 Clifton ---

7 Q. I know Niagara Falls in a very
8 general way. Where is the Centre?

9 A. The Centre is right there ---

10 Q. Right around your motel area?

11 A. Yes, right in that area.

12 Q. You used to see them hanging
13 around there?

14 A. I saw them on a couple of
15 occasions and some of these men -- I told
16 them I had a motel and they came over and
17 asked me what I thought about different
18 motels and they wanted to buy a motel. So
19 all I could do is give them the information
20 that I could possibly give. It was not
21 professional information or anything, just
22 general information.

23 Q. When was this?

24 A. It is quite some time ago. I
25 would say six or seven years ago.

26 MR. HOGG: Q. They were enquiring
27 around about who was at the club, weren't
28 they, at the old Ramsay?

29 A. They were enquiring around?

30 Q. Yes.



1. The first part of the report is a general statement of the purpose of the study.

2. The second part of the report is a description of the methods used in the study.

3. The third part of the report is a description of the results of the study.

4. The fourth part of the report is a discussion of the results of the study.

5. The fifth part of the report is a conclusion of the study.

6. The sixth part of the report is a list of references.

7. The seventh part of the report is a list of appendices.

8. The eighth part of the report is a list of figures.

9. The ninth part of the report is a list of tables.

10. The tenth part of the report is a list of abbreviations.

11. The eleventh part of the report is a list of symbols.

12. The twelfth part of the report is a list of units.

13. The thirteenth part of the report is a list of definitions.

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28. The twenty-eighth part of the report is a list of abbreviations.

29. The twenty-ninth part of the report is a list of symbols.

30. The thirtieth part of the report is a list of units.



1 A. I wouldn't know that, I wouldn't
2 know if they were. They didn't ask me.

3 Q. Didn't they ask people in your
4 presence? Were they enquiring who was at
5 the club, where they were coming from --
6 "What about these Americans?"

7 A. No, they were not enquiring in
8 my presence, no.

9 Q. Just came over and asked your
10 opinion of purchasing a motel?

11 A. I didn't say that.

12 THE COMMISSIONER: In the course of their
13 attendance in Niagara Falls, they asked you
14 about motels?

15 A. Yes.

16 MR. HOGG: Q. Were they interested in
17 the Fallaway Hotel or Motel?

18 A. At the time, I think, that they
19 came down, the Fallaway was never -- wasn't
20 up or built yet.

21 Q. Were you interested in it?

22 A. Not me, my younger brother.

23 Q. McDermott and Feeley were, weren't
24 they?

25 A. In what, in the Fallaway?

26 Q. Yes.

27 A. Oh, no. I am sorry, you aren't ---

28 Q. I don't mean they acquired an
29 interest, but they were discussing with you
30 acquiring an interest?



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1 A. In the Fallaway?

2 Q. Yes.

3 A. No, I am afraid they wouldn't be
4 able to get in there.

5 Q. Why not?

6 A. Because the shares are not for sale.
7 know who

8 Q. Do you own the premises at
1648 Stanley Avenue?

9 A. Would you be more specific as to
10 what is at 1648 Stanley Avenue?

11 Q. The new Ramsay Club?

12 A. Where the new Ramsay Club was?

13 Q. Yes.

14 A. Yes, my cousin.

15 Q. Meyer Del Duen?

16 A. Yes.

17 Q. Were you in business activity with
18 him?

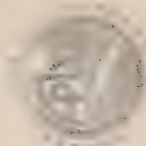
19 A. No, but any time he has got problems
20 he discusses them with me.

21 Q. To your knowledge did Niccoletti
22 have any job?

23 A. To my knowledge, no, he didn't
24 have any job.

25 Q. You would know that, having grown
26 up with him, an old friend. You would
27 naturally ask him what he was doing. He
28 had no job?

29 A. I think if you remember that I
30 said that he was in business.



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1 THE COMMISSIONER: Several businesses. He
2 is the man that had the laundry, gas station
3 and the motel?

4 A. That is right.

5 MR. HOGG: Gift shop was one of them.

6 A. Yes.

7 THE COMMISSIONER: All in New York State?

8 A. In Niagara Falls, New York, yes.

9 MR. HOGG: Q. Do you know the Carousel
10 Florists in Niagara Falls, New York?

11 A. Yes, bought flowers there many
12 times.

13 Q. Who runs that?

14 A. Dominic Mantel.

15 Q. Have you known him a long time?

16 A. I have known him a long time, yes.

17 MR. HOGG: That is all the questions I
18 have at this time, Mr. Commissioner. I
19 understand Mr. Wilson is obtaining some
20 documents in connection with this loan company,
21 and I would like to have the opportunity to
22 question this man perhaps after the recess.

23 MR. WILSON: Maybe after the recess.

24 THE COMMISSIONER: I have an appointment
25 that requires me to adjourn now until, we will
26 say, 2.15.

27
28 ---Whereupon the hearing adjourned at 12.30 p.m.
29 until 2.15 p.m.



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---Upon resuming at 2:30 p.m.

---The witness, Albert Iannusselli resumes the stand.

MR. HOOB: Q. Witness, as a member of the Ramsey Club, do you know what the objects of the club to be? The objects of the club were?

A. I think the objectives of the club, from what I understand, were for hunting, fishing, etcetera.

Q. Did anybody take part in any hunting and fishing that you know of?

THE COMMISSIONER: Oh, what is the use of wasting time on that? Hunting for what and fishing for what?

MR. HOOB: Q. By-law 32 was passed on July 27th, 1959, changing the head office to Niagara Falls. Do you know anything about that?

A. Would you repeat that, I am sorry?

Q. Apparently on July 27th, 1959, by-law 32 was passed, changing the head office from Room 9, 32 Jarvis, to Niagara Falls. Did you take any part in that meeting?

A. I could have, yes. I don't know. It has been so long.

Q. Did you take part in any of the meetings of the club?



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1 A. I might, on occasions I was
2 there. I can't specify the date. If you have
3 information to that effect, I was there.

4 Q. Do you know how this charter
5 was obtained?

6 A. No, I have no idea.

7 Q. You took no part in the
8 discussions of the obtaining of the charter?

9 A. No.

10 Q. What about Frank Muscatto?
11 Is he known to you?

12 A. Yes, I know Frank Muscatto.

13 Q. Was he always stationed in
14 the cubicle at the front door of the new
15 Ramsey Club?

16 A. Was he always stationed ---

17 THE COMMISSIONER: Q. Don't ask
18 questions, answer them.

19 A. Yes, my lord.

20 MR. HOGG: Q. You told us you had
21 been there at least twelve times.

22 THE COMMISSIONER: Let him answer.

23 MR. HOGG: Let him answer.

24 THE WITNESS: Give me time to answer.
25 When I went there, I didn't see Frank Muscatto
26 in the cubicle of the club, as you are trying
27 to tell me.

28 MR. HOGG: Q. Where was he?

29 A. I don't know.

30 Q. The Power City Finance Company,



1 who did they loan money to?

2 A. Anybody who could qualify for
3 small loans under the Small Loans Act.

4 Q. Was any loans made to these
5 coin operators, coin machine operators and
6 distributors?

7 A. Not that I know of. We
8 considered them bad risks, anyway.

9 Q. In 1960, were you present on
10 a number of occasions when the police raided
11 the Ramsey Club?

12 A. I could have been there in
13 the amount of times mentioned there, and the
14 police might have been there, yes, when I
15 was there.

16 Q. You would recall whether you
17 were there when a raid took place?

18 A. I can only recall twice,
19 when Sergeant Anderson was there and Sergeant
20 Moore was there.

21 Q. Was there any advance warning
22 of these raids?

23 A. Not to my knowledge.

24 Q. What about Samuel Hersch or
25 Ginsky? Do you know him?

26 A. I have seen him around Niagara
27 Falls, yes, but I don't know him. I never
28 made his acquaintance.

29 Q. Was he at the Ramsey Club
30 when you were there?





1 A. I think on one or two occasions
2 I saw him there, yes.

3 THE COMMISSIONER: Q. What was he
4 doing?

5 A. Well, he was sitting down at
6 the time, my lord.

7 Q. I know. Sitting down, doing
8 what?

9 A. Just sitting down. A lot
10 of people sit down when they go to the club
11 and perhaps read the paper.

12 Q. I see.

13 A. Sitting down, that is about all.

14 MR. HOGG: Q. He wasn't there on
15 several occasions?

16 A. Not when I was there, no.

17 Q. What about Felix Morelli?

18 A. I seen him a few times when
19 I was there, yes.

20 MR. HOGG: Mr. Commissioner, these
21 are all the questions I have of this witness
22 at this time. I am informed by Mr. Wilson
23 this material on the Finance Company is not
24 yet available. I would request an opportunity
25 to look through it, as Mr. Wilson has indicated
26 I can, when it is available; and if it
27 appears relevant, I would like to be allowed
28 to continue examination of this witness on
29 that material.

30 THE COMMISSIONER: I think we should





1 get the names of those who were the original
2 directors into the record.

3 MR. HOGG: I have certainly no
4 objection to that.

5 THE COMMISSIONER: All I have is
6 a slip of paper. There is nothing in the
7 record.

8 Q. These are the original
9 incorporators, are they?

10 A. Besides what the lawyer ---

11 Q. Speak up.

12 A. When they incorporated the club,
13 when the lawyers for the Power City Finance
14 incorporated the Power City Finance, they
15 used their own officers.

16 Q. Yes, I know.

17 A. Yes, and from there on ---

18 Q. Actually the moving spirits
19 in it were these people?

20 A. Yes, my lord.

21 Q. I see. Well, all right.

22 I think they should go into the record, and
23 they are Patrick D. DiCiccio?

24 A. Yes.

25 Q. And the next man, is that
26 William?

27 A. Yes, William. Does his name
28 have to appear, my lord?

29 Q. Yes. I don't see any reason
30 why not.



1. The first part of the report is a general statement of the purpose and scope of the study. It is followed by a brief review of the literature on the subject.

2. The second part of the report is a description of the methods used in the study. This includes a description of the subjects, the experimental design, and the data collection procedures.

3. The third part of the report is a presentation of the results of the study. This is done in the form of a series of tables and graphs, which are accompanied by a detailed discussion of the findings.

4. The fourth part of the report is a conclusion and a discussion of the implications of the study. This includes a summary of the main findings and a discussion of the limitations of the study.

5. The fifth part of the report is a list of references, which includes a list of the books, articles, and other sources used in the study.



1 A. The man is deceased. I don't
2 see any reason for dragging him into this.

3 Q. A lot of people, unfortunately,
4 die. William L. Houck.

5 A. Yes.

6 Q. Benny Niccoletti?

7 A. Yes.

8 Q. And Albert Iannuzzelli, Louis
9 Iannuzzelli and Joseph Iannuzzelli.

10 MR. HOOB: Just so the record is
11 put straight, since the names are out, I
12 understood the witness to say Benjamin
13 Niccoletti had 15 per cent. William Houck,
14 5 per cent. Pat D. DiCiccio 5 per cent.

15 Q. And you held the remainder?

16 A. Yes.

17 Q. And did I understand you,
18 witness, to say that it was Bill Houck who
19 wrote the letter for you, although he was
20 one of the parties who was interested in the
21 business?

22 A. Let me explain it this way,
23 sir. I went to Martin, Calvert and Matthews
24 to make an application for a finance company,
25 and they did. I had a little difficulty and
26 I asked Mr. Houck to introduce me to the
27 Superintendent of Insurance, which is a
28 Mr. McGregor, and in that regard you can
29 check with Mr. McGregor. I sat in his office
30 and explained to him why. He didn't want to



1. The first part of the document is a general introduction to the subject matter. It discusses the importance of the research and the objectives of the study. The introduction also mentions the scope of the work and the limitations of the study.

2. The second part of the document is a literature review. It discusses the work of other researchers in the field and identifies the gaps in the existing knowledge. The literature review also mentions the theoretical framework of the study.

3. The third part of the document is a description of the research methodology. It discusses the research design, the data collection methods, and the data analysis methods. The methodology also mentions the ethical considerations of the study.

4. The fourth part of the document is a presentation of the research results. It discusses the findings of the study and compares them with the findings of other researchers. The results also mention the statistical significance of the findings.

5. The fifth part of the document is a discussion of the research findings. It discusses the implications of the findings and the limitations of the study. The discussion also mentions the future research directions.

6. The sixth part of the document is a conclusion. It summarizes the main findings of the study and the conclusions drawn from the research. The conclusion also mentions the contributions of the study to the field.

7. The seventh part of the document is a list of references. It lists the works of other researchers that have been cited in the document. The references are listed in alphabetical order.

8. The eighth part of the document is an appendix. It contains supplementary material that is related to the study but is not included in the main text. The appendix also contains a list of figures and tables.

9. The ninth part of the document is a glossary. It defines the key terms and concepts used in the document. The glossary is organized alphabetically.

10. The tenth part of the document is a list of abbreviations. It lists the abbreviations used in the document and their full forms. The list is organized alphabetically.

11. The eleventh part of the document is a list of symbols. It lists the symbols used in the document and their meanings. The list is organized alphabetically.

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13. The thirteenth part of the document is a list of endnotes. It lists the endnotes that are included in the document. The endnotes are listed in alphabetical order.

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1 give me the licence at first.

2 THE COMMISSIONER: Q. You mean he
3 explained to you why?

4 A. Yes, he explained to me why
5 he didn't want to give me the licence, and
6 he said to me the reason the licence couldn't
7 be granted is that we had insufficient
8 knowledge of finance. I assured him we
9 would get people who knew finance that would
10 run the finance company and set it up
11 properly, according to the Small Loans Act,
12 and when he was satisfied with that, then
13 he gave me the licence. There was no
14 influence of any outsiders or anything. And
15 that can be checked with Mr. MacGregor up
16 at the Insurance office in Ottawa.

17 THE COMMISSIONER: Q. There were
18 no letters of recommendation written by
19 anybody, or were there?

20 A. I can't recall. I don't
21 think so, my lord.

22 MR. BOOG: Q. Who was William
23 Housk?

24 A. He was the Member of Parliament
25 and the Mayor of Niagara Falls on occasions,
26 Federal, Provincial and also he was the
27 Liberal Member of Parliament, incidentally,
28 Mr. Stanton (sic).

29 Q. I am aware of that.

30 A. Okay.

[illegible]



1 THE COMMISSIONER: Q. Did you get
2 someone connected with the company that
3 understood finance?

4 A. Yes, I did.

5 Q. Who was that?

6 A. ^{DiCiocco} Mr. ~~J. J. Allen~~ with Beneficial,
7 and he was manager.

8 Q. Where did he live?

9 A. Niagara Falls.

10 Q. When he was with Beneficial
11 Finance?

12 A. Yes, my lord.

13 Q. Did he leave Beneficial
14 Finance and go with your company? A. ^{DiCiocco} Mr. ~~Allen~~
15 left Beneficial, according to the story he
16 told me, they wanted to send him out of town
17 and he didn't want to leave his family, so
18 he decided to quit Beneficial Finance.

19 Q. He severed connections with
20 Beneficial and went with your company?

21 A. No, he was working on another
22 job. He worked for the Thorold Paper Mill.
23 When I set up the finance company, I knew he
24 was available and I asked him to come in
25 with me.

26 Q. He severed his connection
27 with Beneficial before, and had taken another
28 job, before he came with you?

29 A. Yes, my lord.

30 THE COMMISSIONER: I see. Mr. Rose?





1 EXAMINED BY MR. ROSE:

2 Q. Yes. Mr. Iannuzzelli, it was
3 in August of 1958 that the Provincial Police
4 came into your motel. That would be the
5 Hilltop Motel, would it not?

6 A. Yes, Mr. Rose.

7 Q. And I believe you were telling
8 us earlier that as far as you recall, there
9 was one set of dice seized?

10 A. I believe so, yes.

11 Q. And that was in the drawer of
12 the desk?

13 A. In the drawer, yes. The
14 middle drawer.

15 Q. Can you tell me what colour
16 these dice were?

17 A. I presume they were white.

18 THE COMMISSIONER: Q. Don't presume
19 anything.

20 A. I am sorry, my lord.

21 MR. ROSE: Q. Do you recall what
22 colour those dice were?

23 A. To be truthful, I can't recall
24 that.

25 Q. Do you recall how they happened
26 to get into your drawer?

27 A. No, sir.

28 Q. Have you any idea how long
29 they were there?
30





1 A. Oh, they could be there for
2 a year or two.

3 THE COMMISSIONER: Q. Do you know?

4 A. They were there a long time,
5 I can assure you of that, my lord. I don't
6 know the length of time, but they were there
7 a long time.

8 Q. How would you know how they
9 got there in the first place?

10 A. I can't answer that question
11 truthfully and say I put them there or somebody
12 else put them there. I don't know.

13 MR. ROSE: Q. You said you were at
14 the Ramsey Club on one occasion, only, and
15 that is when you signed your application.
16 Do you know from any other sources the colour
17 of the dice that were invariably used at
18 the old Ramsey Club?

19 A. I have never seen them shoot
20 dice there, so I don't know.

21 Q. I am not asking you of your
22 own personal knowledge. Would your brother
23 Louis know?

24 A. Yes.

25 THE COMMISSIONER: Louis will be
26 here, won't he?

27 A. Yes, he is here, my lord.

28 MR. ROSE: Q. I am asking you --
29 Let me ask you this. Do you recall November
30



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1 the 29th, last year, when Mr. Wintermeyer made
2 a speech in the Legislature, I think, which
3 was very widely reported?

4 A. Yes.

5 Q. Did you, the following day,
6 or any day subsequent to that, have occasion
7 to read the text of the speech that he made?

8 A. I remember reading it.
9 I followed it quite closely.

10 Q. Do you remember the names
11 of you and your brother's being mentioned in
12 the speech that Mr. Wintermeyer made?

13 A. I think Mr. Wintermeyer said
14 in the speech ---

15 THE COMMISSIONER: Q. Do you
16 remember?

17 MR. ROSE: Q. Do you remember your
18 name being mentioned?

19 A. I think our names were mentioned,
20 yes.

21 Q. I wonder, Mr. Commissioner,
22 I would like to refer to page 91 of Exhibit 3.

23 THE COMMISSIONER: Yes.

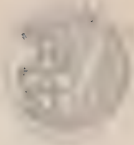
24 MR. ROSE: Page 91, Mr. Wintermeyer
25 is reported as saying ---

26 THE COMMISSIONER: What column?

27 MR. ROSE: The one I have, Mr.
28 Commissioner, is numbered differently than yours.

29 THE COMMISSIONER: What column?

30 MR. ROSE: It would be on page 91. It



the first part of the manuscript is a list of names
and places, and the second part is a list of
events. The names are written in a cursive hand, and
the places are written in a more formal hand. The events
are written in a cursive hand, and the dates are written
in a more formal hand. The manuscript is written on
a single sheet of paper, and the text is written in
a cursive hand. The paper is aged and discolored, and
the text is written in a cursive hand. The manuscript
is written on a single sheet of paper, and the text is
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1 is on page 10 in mine.

2 MR. MOSE: It is on the left hand
3 at the bottom. The bottom two paragraphs.

4 MR. ROSE: The one I have is on
5 the right hand.

6 THE COMMISSIONER: All right.

7 MR. ROSE: Q. Mr. Wintermyer, during
8 the course of his speech, said this:

9 "There was testimony to

10 "indicate that two brothers

11 "named Iannuzzelli of Niagara

12 "Falls, New York, who preceded

13 "Feeley and McDermott as the

14 "Canadian bosses of the Ramsey

15 "Club, were members of the

16 "Mafia."

17 Do you recall reading about that?

18 A. Yes, I do.

19 Q. I gather from what you tell us
20 to-day, you and your brothers lived in Niagara
21 Falls, Ontario, and not Niagara Falls, New York?

22 A. Yes, Mr. Rose.

23 Q. In respect to this allegation
24 that you were the Canadian bosses of the
25 Ramsey Club, what have you to say about that?

26 A. I deny that.

27 Q. And you stick to the
28 testimony, you were a member that had only
29 been there on one occasion?

30 A. Yes, sir.



1 Q. You were not boss of the
2 Ramsey Club?

3 A. Oh, no. Ridiculous.

4 Q. Or Louis?

5 A. The same thing.

6 Q. Joseph?

7 A. The same thing, ridiculous.

8 Q. You say the same thing with
9 respect to them?

10 A. Yes.

11 Q. Mr. Wintermeyer also alleges
12 you and your brothers were members of the
13 Mafia.

14 A. That is really ridiculous.

15 Q. Would you kindly tell me
16 what the Mafia is?

17 A. I think Mr. Wintermeyer could
18 answer that. He made the speech. I would like
19 to hear from him. I don't know what the
20 Mafia is.

21 Q. You don't know what the Mafia
22 is?

23 A. No, sir.

24 Q. Now, Constable Scott has
25 compiled here certain reports made over a
26 period of time, and Constable Scott, at page
27 6, Mr. Commissioner - that would be in the
28 third report of the date February 29th, 1960.

29 Constable Scott has this to say:

30 "I was informed by P.C. Wright



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1 "that one Albert Iannuzzelli
2 "of Niagara Falls was looking
3 "into the possibility of opening
4 "a gambling house in St.Catharines."

5 You are the Albert Iannuzzelli of
6 Niagara Falls?

7 A. I am Albert Iannuzzelli of
8 Niagara Falls.

9 Q. Did you ever look into the
10 possibility of opening a gambling house in
11 St.Catharines?

12 A. Ridiculous. Never.

13 Q. And further on in that paragraph
14 of Scott's report, he says:

15 "That Iannuzzelli has already
16 "approached the St.Catharines
17 "Police Department with regard
18 "to protection and has received
19 "a favourable reaction."

20 Now, what have you to say about that?

21 A. I say to Mr. Scott to produce
22 the policeman I approached and bring him
23 before this Commission.

24 Q. Do you affirm or deny that
25 statement made in Scott's report?

26 A. I deny I approached anybody
27 in the police department in St.Catharines.

28 Q. And at page 16 of Scott's
29 report under date of April 12th, 1960, in
30 paragraph 22 at the bottom of the page, Scott



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1 states that his information is to the effect
2 that protection for the Ramsey Club started
3 with an initial payment from Albert Iannuzzelli
4 to Sam Balsam of \$100.

5 What do you say as to that?

6 A. I never gave Mr. Balsam any
7 money. I don't think I spoke ten words to
8 Mr. Balsam in ten years.

9 Q. On page 17, Scott also purports
10 to relate information similar to what I have
11 mentioned to you before, that the Iannuzzellis
12 are members of the Mafia. You have already
13 denied that.

14 You didn't seek the protection
15 of the Canada Evidence Act here today?

16 A. No.

17 Q. You didn't desire to have that
18 protection?

19 A. I don't see any reason for it.

20 Q. You told us you had met
21 Feeley and McDermott, I believe, as you
22 put, casually, as they were in the Niagara Falls
23 area looking into the possibility of purchasing
24 a motel?

25 A. Yes.

26 Q. Did you have many discussions
27 with them, or just a few?

28 A. Just a few.

29 Q. Did you know them before they
30 were down there looking into the possibility



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1 of purchasing a motel?

2 A. No.

3 Q. Did you know anything about
4 their reputations?

5 A. No.

6 Q. Did you, in fact, enter into
7 any business arrangements of any kind with
8 Feeley or McDermott?

9 A. Never.

10 Q. Would there be any reason what-
11 ever, as has been suggested here, that you
12 would bear a grudge or hard feelings or
13 hatred towards Feeley and McDermott?

14 A. I don't see why.

15 Q. You say there is no reason?

16 A. No, there is no reason.

17 MR. ROSE: All right, thank you.

18 MR. WILSON: Only one minor point.

19 In the corrections, during the Wintermeyer
20 speech, there was reference to that particular
21 quotation at page 91, and it was indicated that
22 the Niagara Falls, New York, was an error
23 and it should read Niagara Falls, Ontario.

24 THE COMMISSIONER: It doesn't make
25 a bit of difference.

26 MR. WILSON: No, it doesn't. It
27 is minor.

28 MR. HOGG: I think I should draw
29 your attention to this Exhibit 100 that has
30 been filed. I believe you asked this witness



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1 whether the similarity in the money was due
2 to coincidence and he has testified that is
3 his opinion and gave the explanation that perhaps
4 the people who obtained the money came into
5 the bank after he did.

6 Q. Is that so?

7 A. Probably, or before.

8 MR. HOGG: I draw your attention,
9 Mr. Commissioner, to page 7 of Exhibit 100.
10 If you look at the bottom, under sub-paragraph J.

11 THE COMMISSIONER: Paragraph
12 numbered 'j'?

13 MR. HOGG: Paragraph 6, 'j', on
14 page 7, sir.

15 THE COMMISSIONER: Yes.

16 MR. HOGG: "Money wrappers which
17 "at one time had enclosed a
18 "total sum of \$4,850; were found
19 "on the floor or in a waste
20 "basket. It was indicated that
21 "four of these wrappers had
22 "sums of \$1,000 each while three
23 "others had enclosed the sums
24 "of \$500, \$200, and \$100. Five
25 "of these wrappers are stamped
26 "with the stamp "Brandt Automatic
27 "Cashier Company, Watertown,
28 "Wisconsin."

29 And if you look at the following page,
30 page 8, the third paragraph from the bottom:



1 "The serial numbers of \$1,600
2 "American money were recorded
3 "by the above officers, of
4 "the new money in the safe at
5 "the office of the Hilltop cabins.

6 "The serial numbers of some
7 "of the money seized from the
8 "found-ins at the Ramsey Club
9 "are in very close sequence
10 "to this \$1,600. Some of this
11 "money was bound by wrappers
12 "similar to the money wrappers
13 "found at the Ramsey Club."

14 And apparently, it comes from Watertown,
15 Wisconsin.

16 MR. ROSE: That is, that the wrappers
17 came from Watertown, Wisconsin, Mr. Commissioner.

18 THE COMMISSIONER: Yes, I see that.
19 Is that all?

20 MR. WILSON: Yes. We may want this
21 witness back after we get the records of
22 the insurance company.

23 THE COMMISSIONER: Will you have
24 these today?

25 MR. WILSON: I am afraid not.

26 THE COMMISSIONER: You may have to
27 come over here on another day.

28 THE WITNESS: I would be glad to.

29 MR. WILSON: I will call Mr. Louis
30 Iannuzzelli.



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1 THE WITNESS: May I be excused, my
2 lord?

3 THE COMMISSIONER: Yes, for today.

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5 ---The witness retired.
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1 LOUIS IANNUZZELLI, sworn

2
3 MR. ROSE: As I mentioned before,
4 Mr. Commission, I appear for this witness also
5 and he, like his brother, is not asking for
6 any protection under The Canada Evidence Act.

7
8 EXAMINED BY MR. WILSON:

9
10 Q. Where do you reside?

11 A. 1923 McGill Street, Niagara
12 Falls, Ontario.

13 Q. How old are you?

14 A. Forty-one.

15 Q. And when did you leave school?

16 A. 1935 or '36.

17 Q. And what did you do by way
18 of work after that?

19 A. Well, during the construction
20 of the Welland Chemical Works, I worked at
21 the Welland Chemical Works.

22 Q. When were you convicted for
23 being a keeper of a common gaming house at
24 the Italo-Canadian Club at 1717 Victoria
25 Street, Niagara Falls, Ontario?

26 A. I was never convicted as a
27 keeper.

28 Q. What were you convicted of?

29 A. As a found-in.

30 MR. WILSON: There is an error in



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1 this report.

2 MR. ROSE: What year is that?

3 MR. WILSON: Well, I had one official
4 report which the witness says is not correct.
5 And I have another official report which has
6 just been handed to me.

7 Q. All your convictions were of
8 being found in?

9 A. As a found-in. My attorney
10 has the records.

11 Q. For convictions?

12 A. Just two, sir.

13 Q. The last one was withdrawn.
14 Two, you say?

15 A. That is right, sir.

16 Q. In 1950 you were fined \$15
17 and costs as a found-in. What premises were
18 involved there?

19 A. I can't even recollect. They
20 didn't even have the right file in the Welland
21 court.

22 Q. I will let you see this record.

23 A. I went to the Welland court-
24 house the day before yesterday and the
25 information that they handed me, they didn't
26 even have a true picture of it, because they
27 had to give me an extra copy.

28 THE COMMISSIONER: Let me see that,
29 please. (Produced)

30 Q. Is this correct?



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1 A. I don't know. It might be.
2 I am not sure.

3 Q. You are not sure?

4 MR. ROSE: I wonder, Mr. Commissioner,
5 if I might assist. I wonder if I might compare
6 that with the certificate of Mr. Forestall.

7 There is one here, Mr. Commissioner,
8 of a charge on May 1st. A conviction on
9 May 1st, 1952, with respect to being found in
10 in a gaming house and fined \$100 and costs.

11 THE COMMISSIONER: Is that on his
12 record?

13 MR. ROSE: No. There is no May 1st,
14 1952. I see, this is the one that was
15 arrested on April 13th, and so that would be
16 the second one, sir.

17 There was another one, a conviction,
18 December 21st, 1950, found-in, \$15 and costs.
19 It would be the first two that appear on
20 the record that has been filed. One is a
21 fine of \$15 and costs, and the other a fine
22 of \$100 and costs. I gather Mr. Iannuzzelli
23 disputes the third one of these.

24 THE COMMISSIONER: Q. Do you?

25 A. I went to search for my records
26 and that is what they gave me. I can only
27 go by what they give me.

28 Q. We can establish that. You
29 say you were convicted as a found-in on two
30 occasions?





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A. That is right, sir.

Q. Where was the first one?

A. I can't recollect, myself.

Q. And where was the second one?

A. The second one was at Victoria Avenue. The Italo-Canadian Club, or that was the first one, I don't know. That is the only one I can recollect.

Q. Where?

A. The Italo-Canadian Club, #101.

Q. You don't know where those premises were?

A. On Victoria Avenue. I don't know the exact ~~number~~ number.

MR. WILSON: Q. 1717 Victoria.

A. That would be it.

Q. That would be it. You were the president of that club in 1951?

A. That is right, sir.

Q. When you were president, three persons were keeping a common gaming house.

A. That is right.

Q. Who were these three?

A. I think -- I am not sure, now. I think one was Borelli. I am not sure now if I am saying it truthfully. I can't remember that far back.

THE COMMISSIONER: Q. Borelli, and who else?



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1 A. I can't think of the other names.

2 THE COMMISSIONER: Can you suggest
3 it to him, Mr. Wilson?

4 MR. WILSON: No. It is rather
5 interesting, in the two reports I have, there
6 is a suggestion that he was convicted as
7 a keeper, but I think I should keep away
8 from that in view of the two discrepancies.

9 THE COMMISSIONER: But the persons
10 who were charged? Can you suggest who they
11 were? He says Borelli was one but doesn't
12 remember who the other two were.

13 MR. WILSON: No, I can't, unfortunately.

14 THE COMMISSIONER: Q. You were
15 one of the persons charged?

16 A. No, I was only charged as
17 a found-in.

18 Q. Oh, I see. And the others
19 were charged as what?

20 A. As keepers, according to
21 that report.

22 Q. What report?

23 A. That the Commissioner has
24 suggested. That there was three keepers.
25 There may have been. As I say, I can't remember
26 the names.

27 Q. Were there three persons
28 charged as keepers?

29 A. That is a long time ago. There
30 may have been. I am not saying there wasn't.



1. The first part of the report deals with the general situation of the country and the progress of the work during the year.

2. The second part deals with the results of the work done during the year.

3. The third part deals with the financial statement of the year.

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5. The fifth part deals with the future plans of the organization.

6. The sixth part deals with the conclusions of the report.

7. The seventh part deals with the recommendations of the report.

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44. The forty-fourth part deals with the list of jetties of the report.

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49. The forty-ninth part deals with the list of daymarks of the report.

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51. The fifty-first part deals with the list of lights of the report.

52. The fifty-second part deals with the list of fog signals of the report.

53. The fifty-third part deals with the list of bells of the report.

54. The fifty-fourth part deals with the list of whistles of the report.

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Q. Do you remember?

A. No, I don't.

MR. WILSON: Q. Have you ever been a member of what is known as the Mafia?

A. No, sir, I don't even know what the word means.

Q. Are you a friend of Benjamin Niccolletti?

A. I know him as a friend, yes.

Q. You have known him for how long?

A. I would say ten, ~~maybe~~ twelve years.

Q. You are a friend of Dominic Mantolo?

A. Yes, sir.

Q. How long have you known him?

A. About the same length of time.

Q. Do you know Niccolletti's brother-in-law, Edwards?

A. No, I do not, sir.

Q. You don't know him at all?

A. No, sir.

Q. Were you a member of the old Ramsey Club when it was operating at 1693 Victoria Avenue?

A. Yes, I had a membership.

Q. And did you attend regularly?

A. Well, periodically. I wouldn't say regular.



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Q. What business were you engaged
in from 1950 to, say, 1958?

(Page 11270 follows)



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A. Well, I was a proprietor of the motel - of the motel premises, with my brother.

THE COMMISSIONER: Q. And anything else?

A. Yes, we had a finance company, and we had a dry-cleaning establishment, and we have another motel, the Plaza Hotel.

MR. WILSON: Q. Who were the operators of the game at the old Ramsey Club?

A. Operators? I never heard of no operators.

Q. You never heard of any operators?

A. No, sir.

Q. Was there a gambling game - a dice game?

A. There was never any gambling game I saw.

Q. You deny that there was every bank game being carried on there?

A. Yes, sir, to my knowledge, I deny it.

Q. When you went to the club, what did you do there?

A. I played different games of cards.

Q. What kind of games?

A. Pinochle, bridge, gin rummy.

Q. And was there a pool table there?



1 A. There was one.

2 Q. What was being played on the
3 pool table?

4 A. Billiards.

5 Q. At times were they playing
6 dice?

7 A. Not to my knowledge.

8 Q. Now, you are swearing under
9 oath that there was no game ever carried on,
10 that is, a bank game or a dice game of any
11 kind?

12 A. To my knowledge, yes.

13 Q. About how often a month would
14 you go to that club?

15 A. Well, in the off-season I might
16 have been there two or three times a week.

17 Q. And was all the activity in
18 one room?

19 A. It was ⁱⁿ one large room.

20 Q. Was most of the activity in
21 that one large room?

22 A. Yes.

23 Q. And ---

24 THE COMMISSIONER: Q. Is that the
25 room in which you engaged in your activities?

26 A. It was the same room,
27 different tables, different sections.

28 Q. What do you mean mean by
29 "different sections"?

30 A. I meant, that there would



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1 probably be ---

2 Q. Was it divided in any way
3 in two partitions?

4 A. No.

5 Q. Or cubicles?

6 A. No, it was one room.

7 MR. WILSON: Q. Most of the people
8 playing there were Americans or Canadians?

9 A. I would say there had been
10 about the same amount of Americans and
11 Canadians.

12 Q. And what did the Americans
13 come over to play?

14 A. The same thing we were. They
15 were mostly all friendly.

16 Q. Are you a brother of the
17 last witness, Albert Iannuzzelli?

18 A. I am, sir.

19 Q. Now, we have had filed here
20 what is known as the Ramsey Brief, Exhibit 102,
21 and at page 6, there is a reference to Louis
22 Iannuzzelli which reads as follows:

23 "Brother of Albert, his job
24 "is to count the money, and
25 "keep figures and see that
26 "the Canadian partners get
27 "their fair share of the
28 "profits. Therefore any
29 "figures or papers found on
30 "this man should be compared



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1 "with papers and figures found
2 "on the American top buses,
3 "as both combinations must keep
4 "figures on their person."

5 What do you say about that statement?

6 A. I say that is all untrue.

7 I was searched that evening, and if I had
8 anything on my person they would have found it.

9 Q. Are you denying that you
10 ever had anything to do with the gambling
11 operation that was carried on at the premises?

12 A. I deny anything so far as
13 gambling on that premises.

14 Q. Now, did you know Frank
15 Cabello?

16 A. Yes.

17 Q. Did he come there frequently?

18 A. Not too frequently, occasionally.

19 Q. Did you know Carl Maize?

20 A. Not as Carl Maize, maybe

21 another name.

22 Q. Did you know Samuel Perri?

23 A. No.

Samsonese?

24 Q. Do you know Danny ~~Samsonese~~?

25 A. No.

26 Q. Frank Magardito?

27 A. Yes.

28 Q. Did he come regularly?

29 A. No.

30 Q. How regularly did he come?



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- 1 A. I don't know.
- 2 Q. Did you know the doorman?
- 3 A. I never knew we had a doorman.
- 4 Q. You never knew Issadore Ziegel?
- 5 A. Not as a doorman.
- 6 Q. What did he do there?
- 7 A. Just like any one else, he was
- 8 sitting around playing like any one else.
- 9 Q. Was the door locked or open all
- 10 during the times you were there?
- 11 A. Any time I went, I walked right in.
- 12 THE COMMISSIONER: Was it locked after
- 13 you got in, to your knowledge?
- 14 A. I don't know, I never went into
- 15 that.
- 16 Q. Was there anybody guarding the
- 17 door at any time?
- 18 A. No, not to my knowledge.
- 19 Q. What kind of lock did it have?
- 20 A. That is a question, I don't know
- 21 what kind of lock they had, I never bothered
- 22 to look at the lock.
- 23 Q. What I had in mind, was it one
- 24 you pulled shut, and it would lock?
- 25 A. So far as I know, it had a regular
- 26 door lock, like that one there (indicating).
- 27 Q. Did you have to use a key?
- 28 A. No, I didn't see a key, just a
- 29 lock, I cannot describe what kind it was.
- 30 MR. WILSON: Were you ever at the old



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1 Ramsey Club when the police came and made a
2 raid:

3 A. Yes.

4 Q. On more than one occasion?

5 A. Yes, sir.

6 THE COMMISSIONER: Q. How many?

7 MR. WILSON: On how many occasions?

8 A. Well, after the first raid they
9 come in there, I don't know, maybe on three
10 or four times after, so I don't know.

11 THE COMMISSIONER: You don't know what?

12 A. I don't know what their purpose
13 was up there then. They used to come and
14 stand around and walk around and walk out.

15 MR. WILSON: Were you there the night
16 of August the 18th, 1958 -- it was the
17 last night the club operated?

18 A. Yes, sir.

19 Q. And the raid was made?

20 A. Yes, sir.

21 Q. Why, if it was such a ^{nice} night/club --
22 respectable club -- why did that raid stop
23 the operation?

24 A. The raid never actually stopped
25 any operation, there was people around there
26 after that.

27 THE COMMISSIONER: Were there?

28 MR. WILSON: For how long?

29 A. I don't know for how long. I know
30 I frequented it after that.



1. The first part of the report is devoted to a general

description

of the object of the study

and the methods of investigation

used in the work

The second part of the report is devoted to a detailed

description of the object of the study

and the results of the investigation

The third part of the report is devoted to a detailed

description of the results of the investigation

and the conclusions drawn from them

The fourth part of the report is devoted to a detailed

description of the conclusions drawn from the results

of the investigation and the recommendations made

for the further study of the object of the study

The fifth part of the report is devoted to a detailed

description of the conclusions drawn from the results

of the investigation and the recommendations made

for the further study of the object of the study

The sixth part of the report is devoted to a detailed

conclusion

The seventh part of the report is devoted to a detailed

description of the conclusions drawn from the results

of the investigation and the recommendations made

for the further study of the object of the study

The eighth part of the report is devoted to a detailed

description of the conclusions drawn from the results

of the investigation and the recommendations made

for the further study of the object of the study

The ninth part of the report is devoted to a detailed

description of the conclusions drawn from the results



1 Q. Did you? For how long?

2 A. I don't know for how long.

3 Q. When did it fold up?

4 A. I don't know.

5 Q. You have no idea?

6 A. No, no dates.

7 Q. What?

8 A. I have no dates.

9 Q. Was it a matter of weeks, days

10 or months?

11 A. It might have been months after.

12 Q. Did it ever operate after the

13 disposition of the charges in July, or in

14 June of 1959?

15 A. I couldn't remember.

16 Q. Well, when was the last time you

17 were ever there?

18 A. I don't remember no date.

19 Q. And were the same kind of games

20 played after the raid of August the 15th, 1958?

21 A. We played cards.

22 Q. And were you in any way officially

23 connected with the Ramsay Club at that

24 address?

25 A. No, sir, I was just a member.

26 Q. Just a member?

27 A. Yes.

28 Q. And then when it opened up at

29 1648 Stanley Avenue, were you a member there?

30 A. Yes, sir.



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1 Q. And was it the same old crowd there,
2 or a different crowd?

3 A. Crowd? I don't know if it was
4 different or new. There was some of the
5 older fellows, and some new fellows.

6 Q. Did you get a new steward?

7 A. I think there was -- I am not sure.

8 Q. Well, was Ross ---

9 THE COMMISSIONER: Wait a minute. I don't
10 know if he answered your question.

11 MR. WILSON: Do you want to carry on with
12 that answer?

13 A. I think -- Mr. Ross, I think, was
14 the steward.

15 Q. Mr. Ross was at the new address,
16 was he?

17 A. I think so, yes.

18 Q. Was he ever at the Victoria Avenue
19 address?

20 A. He may have been there, I never
21 saw him there.

22 Q. You never saw him there?

23 A. No.

24 Q. Did you ever see him in the Frontier
25 Club?

26 A. I was never in the Frontier Club.

27 Q. You were never there?

28 A. No.

29 Q. Do you know the company of Howe &
30 Salley, in Niagara Falls?



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A. Yes, they were my auditors.

Q. Were they auditors for the Ramsay Club?

A. I think they were.

Q. You think they were?

A. Yes.

Q. And why would they be addressing any correspondence to you in connection with the Ramsay Club?

A. I don't remember ever receiving any.

Q. You don't? Well, I show you a copy of a letter they wrote to you on November the 7th, 1958. Take a look at that and tell me if that helps your recollection a bit?

A. I would not know why they wrote it to me. I don't know an answer ---

THE COMMISSIONER: Let me see it.

Q. Who is Howe & Smiley & Company?

A. Auditors in Niagara Falls.

Q. Were they your auditors?

A. They did audit for our company -- Hilltop.

Q. Yes, and as your auditors they wrote to you on November the 7th, apparently?

A. Apparently they did.

Q. They probably did?

A. Yes.

Q. Can you recall what it was about?



1	Q. Now, did you see the man who was with the woman?	A. Yes.
2	Q. Did you see the man who was with the woman?	A. Yes.
3	Q. Did you see the man who was with the woman?	A. Yes.
4	Q. Did you see the man who was with the woman?	A. Yes.
5	Q. Did you see the man who was with the woman?	A. Yes.
6	Q. Did you see the man who was with the woman?	A. Yes.
7	Q. Did you see the man who was with the woman?	A. Yes.
8	Q. Did you see the man who was with the woman?	A. Yes.
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10	Q. Did you see the man who was with the woman?	A. Yes.
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15	Q. Did you see the man who was with the woman?	A. Yes.
16	Q. Did you see the man who was with the woman?	A. Yes.
17	Q. Did you see the man who was with the woman?	A. Yes.
18	Q. Did you see the man who was with the woman?	A. Yes.
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26	Q. Did you see the man who was with the woman?	A. Yes.
27	Q. Did you see the man who was with the woman?	A. Yes.
28	Q. Did you see the man who was with the woman?	A. Yes.
29	Q. Did you see the man who was with the woman?	A. Yes.
30	Q. Did you see the man who was with the woman?	A. Yes.



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A. No, sir.

Q. Because it is headed "Re Ramsay Club".

A. I cannot help what is on there,
I cannot recollect it.

Q. Are they still in business?

A. Howe & Smiley?

Q. Yes.

A. Sure.

Q. John E. Howe -- is he connected
with the firm?

A. Yes, sir.

Q. Ascertain what that was about,
Mr. Wilson.

MR. WILSON: This letter reads:

"November 7th, 1958

"Louis Iannuzzelli, 2060 Moliner Street,

"Niagara Falls, Ontario.

"Re Ramsay Club.

"We enclose here with letter

"received from the Department of

"National Revenue, Taxation Division,

"your lawyer can supply the copy

"requested."

That is signed Howe, Smiley & Company, per John E.
Howe.

Now, who was your lawyer at this time?

A. My lawyer?

Q. Yes.

A. My lawyers have been different
lawyers at different times.



1 Q. In November, 1958, who was your
2 lawyer?

3 A. For the Ramsay Club?

4 Q. No, who would be the lawyer that
5 Mr. Howe would be speaking about in this
6 letter?

7 A. I haven't any idea. I used
8 several lawyers.

9 Q. Now, why would Mr. Howe be
10 writing to your brother Alfred, and yourself,
11 on different matters pertaining to the
12 Ramsay Club, if you had no interest in it?

13 A. I cannot figure that one out
14 myself.

15 Q. Well, you consider Mr. Howe a
16 pretty responsible person, do you?

17 A. He was fairly responsible. I
18 don't have my accounts with him any more.

19 Q. Well, maybe we will get a
20 clearer picture from Mr. Howe, because you
21 don't seem to recall it very well.

22 A. No, sir, I don't.

23 Q. Now, in this brief, Exhibit 102,
24 on page 7, there is a suggestion that in
25 order to put this club at 1693 Victoria
26 out of business, the Ramsay Club, that at
27 some time the police had better raid the
28 Hilltop Motel. You were connected with
29 that motel?

30 A. Yes, that was my place of business.





1 Q. And it says in part, on page 7:

2 "The motel safe will contain balance of

3 "American money in the same sequence

4 "found on the accused men, along

5 "with dice, glass croupier sticks

6 "and other paraphernalia, which you

7 "will have no trouble tying in with

8 "club operation."

9 Now, isn't it a fact that when they did search
10 the premises at your Hilltop Motel that they
11 did find dice?

12 A. I wasn't there that night, I
13 don't know.

14 THE COMMISSIONER: Well, that has been
15 in evidence.

16 A. Well, if they find dice, I don't
17 know what they find.

18 Q. weren't you there the night of
19 the raid?

20 A. I was at the club, not the
21 premises. My brother was at the premises.

22 Q. And did they take you into custody
23 in the raid?

24 A. Yes.

25 Q. How long did you remain in
26 custody?

27 A. They took me, and segregated me
28 separately, and took me down by myself. I
29 was taken down to police headquarters charged,
30 and put in a cell, I mean, until bail was



1 arranged.

2 Q. How long did it take for you to
3 get bail?

4 A. A couple of hours.

5 Q. And then, did you go back to the
6 motel?

7 A. I don't recollect if I went back
8 to the motel or not, or if I went home. I
9 am at the motel practically all day, anyway.

10 Q. Do you remember if you went
11 back to the motel that night?

12 A. I may have.

13 Q. When did you first know that they
14 had raided the motel?

15 A. I think I discussed it with
16 my brother.

17 Q. Either that night or the next day?

18 A. I think it was that same evening,
19 but I don't know if I went back to the motel,
20 but I know I discussed it with him that
21 evening.

22 Q. Do you know that on that evening
23 they had seized the dice at the motel?

24 A. That is true.

25 MR. WILSON: Well, the dice that were
26 found in your motel, had the same initials
27 as those that were being used in the game,
28 that you never saw over at 1693 Victoria.
29 How did that come about?

30 A. I don't think that is true, I think ---



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1 Q. We have evidence here that that is
2 true. How do you explain it?

3 MR. ROSE: Excuse me ---

4 THE WITNESS: I don't agree with that.

5 MR. ROSE: I disagree with what Mr. Wilson
6 is saying that, "We have evidence here that
7 that is true." Mr. Wilson ---

8 MR. WILSON: If you have anything to
9 disprove it, then bring it here.

10 MR. ROSE: He is ---

11 THE COMMISSIONER: Wait a minute, please.
12 If you have any remarks address them to me.

13 MR. ROSE: I am addressing them to you,
14 Mr. Commissioner. Mr. Wilson has stated,
15 "We have evidence here that it is true",
16 that such and such is the case. The evidence
17 he is referring to is Exhibit 102, a report
18 made by Robert J. Wright, and that is the
19 report signed by him. That is only the
20 report. The mere fact that this document
21 comes before this Court does not mean that
22 it is true, when he says it is evidence --
23 "We have evidence here that that is true",
24 and that is a statement of fact.

25 THE COMMISSIONER: All right.

26 MR. ROSE: And he is saying to the
27 witness -- and the only result is a typed
28 coercion to read, and get the evidence to
29 deny something on the basis of a man's
30 statement ---



1 MR. WILSON: He says that ---

2 THE COMMISSIONER: I think Mr. Wilson put
3 it correctly when he said that we have
4 evidence here that ^{it} is true.

5 Q. What do you know about the kind
6 of dice that were used at the Ramsay Club?

7 A. I never saw any. I can't
8 state what was used. I did not see any
9 there. I don't know what was used.

10 Q. Well, there were initials on
11 the dice that were seized.

12 MR. WILSON: The initials were SDS.

13 THE COMMISSIONER: Do you know that to
14 be a fact?

15 A. No, only by what has been said.
16 I never looked at the dice. They have
17 never been returned to us.

18 MR. WILSON: Well, I don't think you
19 can help us then.

20 THE COMMISSIONER: He cannot throw any
21 light on it.

22 MR. WILSON: Now, there was money
23 found at your Hilltop Motel in the sum of
24 \$1,600, American; what were you keeping
25 that on hand for?

26 A. You can look in my safe now,
27 and you will find maybe three or four thousand
28 cash.

29 Q. Is that to make change?

30 A. My business is ninety per cent

BB/3



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Page 2



1 American.

2 Q. To make change?

3 A. That is right.

4 Q. And you need \$1,600 to make change?

5 A. I have sometimes more than that.

6 THE COMMISSIONER: Mr. Wilson, to be
7 fair, I suppose ninety per cent of your
8 business is American?

9 A. Yes, sir.

10 Q. And then perhaps ninety per cent
11 of the currency paid would be American,
12 would it, a large part of it?

13 A. Paid to me, especially in American,
14 and to make change I would have to have American
15 money.

16 Q. You wouldn't want \$1,900?

17 A. You can look in my safe now and
18 you will find ---

19 Q. I do not care what you have now
20 in your safe. All I am suggesting to you is,
21 you wouldn't need \$1,900?

22 A. I need three or four hundred in
23 silver alone.

24 Q. In American currency?

25 A. Yes, and I need bills. I have
26 a restaurant, a lunch counter, and a motel
27 to operate.

28 MR. WILSON: Q. Have you any explanation
29 for the evidence we have here, that the serial
30 numbers of these bills were close to the



1 serial numbers of the bills that were found on
2 the people playing at your -- found-ins --
3 at 1693 Victoria, on August the 18th, 1958?

4 A. The only explanation for that
5 is that they probably put it in the same
6 bank as my brother went to get change, and
7 that could possibly happen to any one at
8 any time.

9 Q. Yes?

10 THE COMMISSIONER: How often did you
11 bank?

12 A. I bank in Niagara Falls, Ontario,
13 and I tried to get my change in Niagara Falls.

14 Q. I said, how often do you make
15 a deposit in the bank?

16 A. Two or three times a week.

17 Q. Excuse me, Mr. Wilson. I suppose
18 you would wait until you had a sizeable amount
19 to deposit before going to the bank?

20 A. No, according to business I
21 would not want to carry money over the week-end,
22 so I would take it to the bank, and I might
23 go back on Monday if it was a heavy week-end,
24 and I might bank on Tuesday, and in the
25 middle of the week ---

26 Q. That is, you say you would bank
27 in the middle of the week if the amount you
28 had would justify it?

29 A. Well, during the summer months
30 we would bank three or four times.



A. a. "Kingsley" 1882 1882



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THE COMMISSIONER: Three to four times?

A. During the week.

Q. During the week. Well, you wouldn't need to go to the bank to get money for change each time when you had such a large amount in your possession which you were contemplating depositing?

A. It all depends, because if my brother was looking after most of the depositing, and he was doing most of the going to the bank to get change. I was looking after most of the operation of the motel.

MR. WILSON: There was some tailor's chalk found in your office at the time of the police search. What was it used for at the motel?

just
A. It could have been laying around. I own two cleaning establishments.

Q. What?

A. I own two cleaning establishments.

Q. I appreciate that.

A. I could have had it in my pocket.

Q. You carry on your cleaning operations at the motel?

A. No, but I could have had it in my pocket and just threw it in the desk.

Q. I see. Do you work in the cleaning establishments yourself?

A. No, I don't.

Q. No?



THE FOLLOWING IS A SUMMARY OF THE RESULTS OF THE TESTS

CONDUCTED ON THE 11-11-11

AND THE RESULTS ARE AS FOLLOWS:

1. THE FIRST TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

2. THE SECOND TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

3. THE THIRD TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

4. THE FOURTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

5. THE FIFTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

6. THE SIXTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

7. THE SEVENTH TEST WAS CONDUCTED ON THE 11-11-11

AND

THE EIGHTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

9. THE NINTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

10. THE TENTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

11. THE ELEVENTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

12. THE TWELFTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

13. THE THIRTEENTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:

14. THE FOURTEENTH TEST WAS CONDUCTED ON THE 11-11-11

AND THE RESULTS WERE AS FOLLOWS:



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A. I am there occasionally.

Q. You go around to pick up chalk?

A. I don't go to pick up chalk. I go around to check on my business.

Q. I see. That is what I would have thought. Now, talking about the Ramsay Club at 1648 Stanley, about how often were you there in a given week, say?

A. Sometimes maybe a couple of times, maybe I was sometimes three or four times.

Q. Yes. And was there any game played there, and when I say a game I mean an illegal game, a dice game with a bank?

A. No, sir.

Q. Not at all?

THE COMMISSIONER: You never saw a dice game played there?

A. No, sir.

MR. WILSON: Did they ever play dice at that club?

A. Not while I was there.

Q. No. I suppose they never played dice at the old Ramsay Club while you were there either?

A. That is right, sir.

Q. Now, coming back to the new Ramsay Club. Did you have any guard or lookout on the door there?

A. When I went there I went to play. I went upstairs, and I participated in the



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1 game. I never knew what else was going on.

2 Q. Were you there when the police
3 raided 187?

4 A. I was there a few times.

5 Q. Yes. What were they raiding this
6 nice peaceful place for?

7 A. I can't figure it out myself.
8 If there was anything illegal, they could
9 have laid charges.

10 Q. Yes. And what caused that club
11 to fold up?

12 A. I have no idea.

13 Q. And did Borelli frequent that club?

14 A. I would see him occasionally.

15 Q. Was he there quite a regular
16 attendant or not?

17 A. I couldn't say that. I wasn't
18 there some time he was there a lot of times.

19 Q. No, no, I know that. Was Nicoletti
20 there?

21 A. I never saw Nicoletti there.

22 Q. Did you ever see Mantel there?

23 A. No, sir.

24 Q. And you did see him, of course, at
25 the old place?

26 A. No, sir.

27 Q. You never did?

28 A. No.

29 Q. And did you ever see Ginsey at the
30 new Ramsay, that is the one on Stanley? Ginsey



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Hersch?

A. I have seen a man that was introduced as Gineoy Hersch.

Q. Yes. Did you ever meet him at the old Ramsay?

A. No, sir.

Q. Well, I think that is all for the moment I want of this witness, Mr. Commissioner. Possibly before I -- Did you have anything to do with this finance company?

A. Yes, I was vice-president.

Q. That is the Power City?

A. Power City.

Q. You were vicepresident?

A. Power City Finance Company.

Q. And you knew Nicoletti's reputation when you took him as a partner?

A. No, sir, I don't delve into anybody's reputation.

THE COMMISSIONER: Well, did you know it?

A. No, sir.

MR. WILSON: You didn't. You had no idea of his record?

A. No, sir.

Q. Have you any idea now?

A. Just what I read.

Q. Well, what did you read?

A. Well, I seen the Gazette one time that had a few charges in. I don't remember them specifically.



1. The first part of the report is an introduction to the project. It describes the purpose of the study and the objectives that were set at the beginning. It also provides a brief overview of the methods that were used to collect and analyze the data.

2. The second part of the report is a detailed description of the data that was collected. This includes information about the sample size, the demographic characteristics of the participants, and the specific measures that were used to assess the variables of interest.

3. The third part of the report presents the results of the data analysis. This includes a description of the statistical tests that were used to evaluate the hypotheses, as well as a discussion of the findings and their implications for the field.

4. The fourth part of the report is a conclusion that summarizes the main findings of the study and discusses the limitations of the research. It also provides suggestions for future research that might build on the current findings.

5. Finally, the report includes a list of references that cites the sources of the information used in the study. This is an important part of the report because it allows readers to locate the original sources of the data and methods used in the research.

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1 Q. You don't pay any attention to
2 those sort of things?

3 A. Papers don't interest me.

4 THE COMMISSIONER: What is the Gazette?

5 A. It is a Niagara Falls, New York,
6 paper.

7 Q. Papers don't interest you?

8 A. That is right, no.

9 Q. But you read them?

10 A. I read them, but ---

11 Q. I suppose you read them because
12 they do interest you, eh?

13 A. Not because they interest me.

14 Q. You read them to get the news,
15 don't you?

16 A. Sometimes.

17 Q. For what other purpose?

18 A. Just to read it.

19 Q. Well, now, please.

20 A. Nothing specifically that I want
21 out of it.

22 MR. WILSON: So, when you read in the
23 paper that one of your friends has got quite a
24 criminal record, you just put that aside, that
25 is not of interest to you?

26 A. I never bother whether they are
27 my friends or strangers. I just read it, and
28 I just take it and I analyze it myself.

29 Q. You analyze it yourself?

30 A. Yes.



1	Q. Now, you said that you were not sure of the date.
2	A. Yes, I am not sure of the date.
3	Q. You said that you were not sure of the date.
4	A. Yes, I am not sure of the date.
5	Q. You said that you were not sure of the date.
6	A. Yes, I am not sure of the date.
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25	Q. You said that you were not sure of the date.
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27	Q. You said that you were not sure of the date.
28	A. Yes, I am not sure of the date.
29	Q. You said that you were not sure of the date.
30	A. Yes, I am not sure of the date.



1 Q. What do you mean by "you analyze
2 it yourself"?

3 A. I form my own opinion of it,
4 that is all.

5 MR. WILSON: Well, I guess we will leave
6 it on that note.

7 I may want the witness back later.

8 THE COMMISSIONER: All right.

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13 EXAMINED BY MR. HOES:

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15 Q. Of the fifty-two people found and
16 taken into custody by the police, why were
17 you the only one that didn't have any money
18 on him?

19 A. I did have money. I had over
20 \$300 on me, and Sergeant Anderson can prove
21 that. He is the one that searched me.

22 Q. Exhibit No. 100, the amounts of
23 money that every one had are listed, and
24 nothing is listed so far as you are concerned.

25 A. Well, he searched me right
26 down at the police headquarters.

27 Q. Would it be possible that a dice
28 game could have been carried on in that
29 room, and you not know about it?

30 A. No, impossible.



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1 THE COMMISSIONER: Impossible?

2 A. That is right.

3 Q. So, if there was this game there
4 when you were there, and you say there wasn't,
5 then you are lying?

6 A. According to that I would be lying.

7 Q. But you couldn't possibly over-
8 look it?

9 A. Well, it is hardly possible that
10 you couldn't see it.

11 MR. HOGG: Now, we have a list of those
12 Americans that were there. I take it that
13 you were going there just for the company
14 and to associate with each other?

15 A. I went there because that was
16 my relaxation.

17 Q. Did you get to know any of those
18 Americans?

19 A. A few of them.

20 Q. What reason did they have for
21 coming over from the States?

22 A. The same reasons I had for going
23 into the States. They were friends.

24 Q. And you knew most of those men?

25 A. I know some of them, not all
26 of them.

27 THE COMMISSIONER: Did you go to a club
28 in Niagara Falls, New York?

29 A. I didn't go to a club. I go to a
30 lot of bars and places. I run into a lot of



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1. The first part of the book is devoted to a general survey of the subject.

2. The second part is devoted to a detailed study of the various aspects of the subject.

3. The third part is devoted to a study of the various methods of research in the subject.

4. The fourth part is devoted to a study of the various results of research in the subject.

5. The fifth part is devoted to a study of the various applications of the subject.

6. The sixth part is devoted to a study of the various problems connected with the subject.

7. The seventh part is devoted to a study of the various theories of the subject.

8. The eighth part is devoted to a study of the various facts of the subject.

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10. The tenth part is devoted to a study of the various laws of the subject.

11. The eleventh part is devoted to a study of the various theories of the subject.

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28. The twenty-eighth part is devoted to a study of the various facts of the subject.

29. The twenty-ninth part is devoted to a study of the various principles of the subject.

30. The thirtieth part is devoted to a study of the various laws of the subject.



1 people.

2 MR. HOGG: I have no further questions of
3 the witness, Mr. Commissioner, but if Mr. Rose
4 is going to put the same question to this
5 witness that he put to the last one, about
6 what Mr. Wintermeyer is supposed to have
7 said, I would ask him to refer to the exact
8 words, and not paraphrase it.

9 THE COMMISSIONER: All right.

10 Any questions?

11 MR. ROSE: Yes. I presume you are
12 referring to Niagara Falls, New York.

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18 EXAMINED BY MR. ROSE:

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20 Q. Mr. Iannuzzelli, Exhibit No. 3 is
21 a copy of proceedings of the Ontario Legislature
22 as of November 29th, 1961. Mr. Wintermeyer
23 is reported as saying that there was testimony
24 to indicate that you two brothers named
25 Iannuzzelli of Niagara Falls, Ontario, who
26 preceded Feeley and McDermott as the Canadian
27 bosses of the Ramsay Club, were members of
28 the Mafia.

29 Now, were you at any time a boss of
30 the Ramsay Club?



The following is a list of the names of the persons who have been elected to the office of the President of the United States since the year 1789. The names are given in the order in which they were elected, and the year of their election is given in parentheses. The names are given in the order in which they were elected, and the year of their election is given in parentheses.

George Washington (1789)

John Adams (1797)

Thomas Jefferson (1801)

James Monroe (1817)

John Quincy Adams (1825)

Andrew Jackson (1829)

Martin Van Buren (1837)

William Henry Harrison (1841)

John Tyler (1845)

Polk (1846)

Franklin Pierce (1853)

Abraham Lincoln (1861)

Andrew Johnson (1865)

Ulysses S. Grant (1869)

Rutherford B. Hayes (1877)

James A. Garfield (1881)

Chester A. Arthur (1881)

Grover Cleveland (1885)

Benjamin Harrison (1889)

William McKinley (1897)

Theodore Roosevelt (1901)

William Howard Taft (1909)

Woodrow Wilson (1913)

Calvin Coolidge (1923)

Herbert Hoover (1929)

Franklin D. Roosevelt (1933)

Dwight D. Eisenhower (1953)

John F. Kennedy (1961)

Lyndon B. Johnson (1963)

Richard M. Nixon (1969)

Jimmy Carter (1977)

Ronald Reagan (1981)

George H. W. Bush (1989)

Bill Clinton (1993)

George W. Bush (2001)

Barack Obama (2009)

Donald Trump (2017)



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A. No, sir.

Q. Were you ever at any time anything but a member of the Ramsay Club?

A. I was only a member.

Q. Of either Ramsay Club?

A. I was only just a member.

Q. And you have already told Mr. Wilson that you do not know what the word Mafia means?

A. I would like to have him explain to me.

Q. You don't know what it is?

A. No, I don't.

Q. Now, had your brother Albert a piece of the -- of either Ramsay Club?

A. No, sir.

Q. To your knowledge?

A. To my knowledge.

Q. And let me ask you this: Did you ever know anything about your brother Albert trying to establish any gaming operations in St. Catharines?

A. Never.

Q. Did you ever hear that he had given \$100 to Sammy Balson at any time as a ---

A. No, sir.

Q. --- as a first instalment on a bribe?

A. No, sir.

Q. Do you know Sammy Balson?

cc/2



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1 A. Yes, I have known him.

2 Q. Did you -- did you know anything
3 about your brother ever approaching the St.
4 Catharines Police Department to obtain
5 protection for a game he was thinking of
6 opening in St. Catharines?

7 A. My brother never even gambles.
8 I don't know why he would want to approach
9 anybody.

10 Q. Did you ever meet Feeley and/or
11 McDermott?

12 A. Sure, I know both of them.

13 Q. How did you happen to know them?

14 A. They come down to Niagara Falls.
15 They were interested in having a motel one
16 time, and we were established quite a long
17 time, and they just asked us a few questions
18 about motels.

19 Q. On how many occasions ---
20 THE COMMISSIONER: When was that?

21 A. I would say about six, seven
22 years ago.

23 MR. ROSE: Back around '56, '57, '55, '56?

24 A. Maybe lower than that, and I
25 have met them a few times after.

26 Q. Approximately how many times did
27 you have discussions with Feeley or McDermott?

28 A. Really no discussions. I met them
29 probably about three or four times.

30 Q. Always in Niagara Falls?



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A. Yes, sir.

Q. Was that always in connection with a discussion about purchasing a motel?

A. It was mostly real estate.

Q. Did you ever have any business dealings of any kind with them?

A. No, sir.

Q. Did you ever have any social dealings of any kind?

A. No, sir.

Q. Was there any particular reason why you should have any enmity or hatred towards Feeley or McDermott?

A. I have none. I have no reason.

Q. No hard feelings?

A. No, sir.

Q. For any reason?

A. No, sir.

Q. All right, thank you. Oh, incidentally, do you recall what the colour of the dice was that was taken at the Hilltop Motel?

A. I never saw them. I would have no idea.

Q. No idea?

A. They never were returned.

MR. BEE: Thank you very much.

MR. WILSON: Well, that is all for the moment, but we may want him back.

THE COMMISSIONER: You may go. That is all.



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THE WITNESS: Thank you.

--The witness withdrew.

MR. WILSON: Anthony Mitchell. I want

Mr. Mitchell -- Anthony Mitchell. Anthony
Mitchell, not Scrip.



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ANTHONY MITCHELL, sworn,

EXAMINED BY MR. WILSON:

Q. Where do you reside?

A. In Niagara Falls.

Q. Yes. You lived there for how long?

A. I was born in Niagara Falls.

Q. You were born there, and how old are you now?

A. Fifty-five.

Q. And, now, you were convicted for gaming in connection with the Italo Canadian Club at 1717 Victoria Avenue, Niagara Falls?

A. I was.

Q. And were you -- what year was that?

A. Oh, I don't remember now. Maybe '51, '52.

Q. Yes, and at that time was Louis Iannuzzelli the president of the club?

A. Well, I don't recollect now who was it.

Q. Who was convicted along with you?

THE COMMISSIONER: Was he convicted as keeper?

MR. WILSON: Keeper, or as a ---

A. Yes, I was.

Q. Yes?

A. There were three or four of us. I don't recollect now who they were. I think



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1 Iannuzzelli was one, Borelli was another, and
2 Sansone.

3 Q. Sansone?

4 A. I think so, yes. I believe that
5 is who it was.

6 Q. And who set up that Italo Canadian
7 Club originally?

8 A. Well, I don't know. I can -- I
9 don't recollect now how it was started.

10 Q. Was it Maxie Baker?

11 A. Who?

12 Q. Maxie Baker?

13 A. No, I don't know Maxie Baker.

14 Q. Do you know Maxie Blustein?

15 A. Yes, I know Maxie Blustein.

16 Q. Did he have something to do with
17 setting it up?

18 A. I don't think so.

19 Q. You don't think so. You didn't
20 tell Sergeant Anderson that, did you?

21 A. No, I didn't.

22 Q. You didn't. Now, do you recall
23 Mr. Hayward of the Toronto Telegram?

24 A. Mr. Hayward?

25 Q. Yes.

26 A. I don't know. I don't recall him.

27 Q. Well, do you recall talking to
28 somebody who was with the Toronto Telegram?

29 A. I don't recollect that.

30 THE COMMISSIONER: When?



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1 THE WITNESS: When was it?

2 MR. WILSON: Well, did you -- get the
3 exact -- well, he talked to you about the
4 disappearance of your brother, didn't he?
5 Your brother, Scrip Mitchell?

6 A. Yes.

7 Q. You remember having a talk with
8 him about that?

9 A. Well, I talked with so many that
10 talked to me about it, I don't know which is
11 which.

12 THE COMMISSIONER: Is Mitchell your
13 real name?

14 A. Well, it is in the Canadian sense
15 of the word.

16 Q. Pardon?

17 A. It is in the Canadian sense of
18 the word. Actually it is Miccelli.

19 THE COMMISSIONER: Miccelli?

20 A. Yes.

21 Q. How do you spell that?

22 A. M-i-c-c-e-l-l-i.

23 Q. M-i-c-c-e-l-l-i.

24 MR. WILSON Q. Well, now, did you have
25 protection at the Italo Canadian Club?

26 A. Did I have protection?

27 Q. Well, yes?

28 THE COMMISSIONER: Did the club have
29 protection?

30 A. I don't know that. I don't know.



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1 I was just a member there. They charged me ---

2 MR. WILSON: Well, did you have raids?

3 A. Yes.

4 Q. Did you have advance notice of the
5 raids?

6 A. Not that I know of.

7 Q. Not that you know of. Well, did
8 you tell Mr. Hayward that Maxie Baker or
9 Blustein had an interest in the Ramsay Club
10 until about 1952?

11 A. I don't think so. I don't recollect
12 saying anything like that.

13 Q. You don't recollect?

14 A. No.

15 Q. And you don't recall telling him
16 that Cronin was the protection for the club?

17 A. No, I don't.

18 Q. Do you ever recall telling him
19 or anybody else about Cronin?

20 A. No, I don't know Cronin.

21 Q. I know.

22 THE COMMISSIONER: Well, you weren't
23 asked that.

24 A. No. Not that I know of. I don't
25 recollect anything like that.

26 Q. Well, is it possible that you did
27 tell him?

28 A. I doubt it, because it would be
29 untrue if I did tell him, because I didn't
30 know anything about that.



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1 THE COMMISSIONER: What do you do for a
2 living?

3 A. I have a souvenir store.

4 Q. Where?

5 A. 1420 Ferry.

6 Q. How long have you had it?

7 A. Oh, seven years.

8 Q. Is that anywhere near the Ramsay
9 Club?

10 A. Oh, about five blocks.

11 MR. WILSON: Now, around 1952, your brother
12 had, or did you have some interest in the
13 operation of the club at 1693 Victoria in
14 Niagara Falls?

15 A. What club was that? There were
16 two clubs there, I believe, at that time.

17 Q. Well, what club did you have
18 any interest in?

19 A. I was -- I was a member at the
20 Italian Canadian Club.

21 Q. No, but long after that?

22 A. I don't know, no. I wasn't
23 associated with none of those places after --
24 after I had my conviction, I was never around
25 any club or any gambling place.

26 Q. Well, who moved in there after?

27 A. After? I don't know.

28 Q. You never went back?

29 A. I went back on a raid and I was
30 arrested as a found-in there.

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1 THE COMMISSIONER: What?

2 A. I was arrested as a found-in.

3 Q. You were arrested as a found-in?

4 A. Yes.

5 Q. When?

6 A. Oh, must have been about a year
7 after the first conviction.

8 MR. WILSON: Yes, a year after your
9 conviction?

10 A. Yes.

11 Q. And ---

12 THE COMMISSIONER: As a found-in at what
13 premises?

14 A. In the same -- the same address.

15 Q. What club was operating there
16 then?

17 A. I don't remember right now.

18 Q. Well, tell me? Surely you must
19 remember?

20 A. I don't think there was a club
21 there. I think they ran without -- without
22 a charter.

23 Q. Oh, who was running it?

24 A. I don't know. I don't recollect now.

25 Q. Oh, well, now, sure you do.

26 A. I don't know.

27 Q. Pardon?

28 A. I don't recollect who.



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Q. Well, you went there?

A. I just used - the door was open, and people sitting around there playing cards.

Q. And you wandered in?

A. That is right.

Q. Well, proceed.

A. Well, I can't really remember Iannuzzelli. I can't remember who was running it. I can't recollect at all.

Q. Who invited you over?

A. Well, everybody. That was more of a hangout.

Q. It was a hangout?

A. Something like that, yes.

Q. Or something like that. Well, when asked you over there?

A. Nobody. I just walked in upstairs.

Q. Daytime, or at night?

A. This was night time.

Q. Did it occur to you that maybe you might be charged as a trespasser in there, if nobody had ever asked you in?

A. Well, I just seen, the rest of them, like people I was associated, were upstairs. They were playing cards. I dropped in there for a game myself.

Q. You just followed the group?

A. That is right.



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1 Q. At the same old address?

2 A. Yes.

3 Q. Was the same group there?

4 A. Mostly.

5 Q. Well, surely somebody was in
6 charge?

7 A. Well, I believe the place
8 belonged to a man who is dead now, to Mr.
9 Boccaro, Nicholas Boccaro.

10 Q. Did he seem to be in charge?

11 A. Yes, it was his building.

12 Q. I didn't ask you that.

13 Did he seem to be in charge?

14 A. Well, I - I can't recollect
15 if he was in charge, but he was there most
16 of the time - the time I was there he was
17 there too.

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A. Mitchell

11310

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3 THE COMMISSIONER: Who was convicted
4 as the keeper at the time you were arrested
5 as a found-in?

6 A. I don't recall.

7 Q. You don't recall that either.

8 MR. WILSON: Show the witness
9 this record and see if he agrees with it.

10 THE COMMISSIONER: Have you read it?

11 A. Yes, sir.

12 Q. Is it correct?

13 A. Yes.

14 MR. WILSON: That will be exhibit ---

15 THE REGISTRAR: 269.

16 -----EXHIBIT 269: Criminal record of
A. Mitchell.

17 THE COMMISSIONER: Where were you
18 living in February 1942?

19 A. February, 1942?

20 Q. Yes, do you remember?

21 A. Kingston, I guess.

22 Q. Oh, no. that is before you went
23 to Kingston.

24 A. 1942?

25 Q. At the time of the event that
26 led to your conviction in February, 1942, where
27 were you living?

28 A. Let's see. Slater Street. I
29 don't remember the number.

30 Q. What was your business?



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A. Mitchell

11311

A. I beg your pardon?

THE COMMISSIONER: What was your business?

A. Then I had no business.

Q. Well, you were convicted for procuring for immoral purposes.

A. That is right.

Q. Were you running a house of ill-fame?

A. No.

Q. What were you doing?

A. I only drove two girls from Hamilton down here, and then they were picked up and they charged me for procuring.

Q. Were you married?

A. I was divorced.

Q. When?

A. 1943, 1944.

Q. On the occasion of your conviction as a keeper of the Italian-Canadian Club, what year was that?

A. I believe it was 1951 or 1952.

Q. That is when you were fined six hundred dollars and costs?

A. That is right.

Q. That was after you had spent five years in Kingston, whatever time ---

A. Before that.



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A. Mitchell

11312

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2 THE COMMISSIONER: When?

3 A. Before that.

4 Q. Sentenced to Kingston for ----

5 A. '40.

6 Q. --- to five years in 1942.

7 Then you were convicted of keeping a common
8 gaming house in 1951. Where was the premises
9 in respect of which you were convicted as a
10 keeper?

11 A. That was on ----

12 Q. 1717 Victoria Avenue?

13 A. Yes.

14 Q. Then you say that after you
15 were convicted as a keeper you were convicted
16 as a found-in at the same place?

17 A. At the same place, yes.

18 Q. That does not appear to be on
19 his record, Mr. Wilson, but you are sure it
20 was after you were convicted as a keeper that
21 you were convicted as a found-in?

22 A. I am pretty sure.

23 MR. WILSON: No question he was a
24 found-in in 1953, but it is not on this record.

25 Q. What is your brother's name?

26 A. Peter.

27 Q. Is he known as "Scrip" Mitchell?

28 A. That is right.

29 Q. What connection did he have with
30 any of these clubs?



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A. I don't know.

Q. You never were at any of the clubs he was interested in?

A. He never told me ---

Q. I say, were you ever at any of the clubs where he was there?

A. No.

Q. At no time?

A. No time.

Q. And do you know where your brother is to-day?

A. No, I don't.

Q. Do you know where he is alive or not?

A. No, I don't.

THE COMMISSIONER: When did you last see him?

A. October 21st.

Q. What year?

A. 1959.

Q. Where?

A. At the Centre.

Q. At the what?

A. What they call the Center at Niagara Falls.

Q. Was he alone or in company with anybody?

A. He was alone.



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A, Mitchell

11314.

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Q. What was he doing?

A. Just standing around in front of the restaurant.

MR. WILSON: Q. Was that the time he disappeared?

A. That is the last time I saw him.

Q. Now, do you know Felix Morelli pretty well?

A. Pretty well, yes.

Q. Now, what did he have to do with the Ramsey Club brief?

A. I don't know nothing about it.

Q. You don't know anything about it?

A. No.

Q. Why would you tell somebody that he was the finger-man for that brief?

A. I didn't tell anybody.

Q. You deny that you said that to anybody?

A. I don't think, I don't recall saying that to anybody.

Q. You don't recall it now. Are you afraid to answer these questions to-day?

A. No, I am not.

Q. You aren't?

A. No.

Q. Do you know Joseph MacDermott?

A. Never seen him.

Q. Do you know a Vincent Feeley?



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A. Mitchell

11315.

A. Never seen him either.

Q. Do you know "Ginsey" Hirsch?

A. Never seen him either.

THE COMMISSIONER: What does Borelli do?

A. I think he has a JNE pool room now.

Q. You think he has?

A. I don't associate too much down there that last couple of years.

Q. Do you see much of him - have you seen much of him in the last couple of years?

A. I have seen him drive past the store a few times.

Q. What did you say your business is now?

A. Souvenir store.

Q. Is that in your own name?

A. Yes.

Q. Are you the sole owner or is there somebody else ---

A. No, I am the sole owner.

MR. WILSON: Q. Do you know "Japs" Papalia?

A. Do I know him?

Q. Yes.

A. Not personally. Just know to see him.

Q. Do you know Benny Nicolletti?

A. Just to see.



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A. Mitchell

11316.

Q. Do you know Domenic Mantell?

A. No.

Q. You don't. When did you last see Papalia?

A. When did I last see him?

Q. Yes.

A. Maybe two years ago or so.

Q. Well, when was it with relation to the last time you saw ----

A. I don't recall. I was sitting in the Clifton Hotel and he walked in and bought a drink. There was three or four of us sitting there. And he walked out. That is the last I have seen him. That is how I know who he was. Bought us a drink and walked out.

THE COMMISSIONER: He bought you a drink?

A. Yes.

Q. You hadn't known him before?

A. I have seen him but I didn't know who he actually was.

Q. Did he know the people you were with?

A. Yes.

MR. WILSON: I think that is all for the moment. I may want the witness back.

THE COMMISSIONER: Can you get anything out of this witness?





A. Mitchell

11317

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3 MR. HOGG: Perhaps I can ask him
4 one or two questions.
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6

7 EXAMINATION BY MR. HOGG

8 Q. Have you been telling any
9 people over the last year or two that you felt
10 Johnnie Papalia murdered your brother?

11 A. No.

12 Q. Have you been saying that to
13 anyone?

14 A. No, I don't. I never recollect,
15 I never said that.

16 Q. Just a minute. Leaving apart
17 the driver or the police station to-day, have
18 you said it to anyone?

19 A. Not that I recollect.

20 THE COMMISSIONER: You would recollect
21 if you said that.

22 A. I doubt it. Why should I say
23 a thing like that?

24 Q. Did you ever think that he did?

25 A. No.

26 MR. HOGG: Q. Are you swearing
27 under oath that you have never told anyone that,
28 is that right?

29 A. I don't recollect telling anybody.
30 Why should I tell anybody anything like that?



Received of the Treasurer of the
Board of Directors the sum of \$100.00
for the year 1881

Witness my hand and seal this 2nd day of
January 1881

Attest
J. W. Smith
Secretary

Received of the Treasurer of the
Board of Directors the sum of \$100.00
for the year 1881

Witness my hand and seal this 2nd day of
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Secretary

Received of the Treasurer of the
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for the year 1881

Witness my hand and seal this 2nd day of
January 1881



A. Mitchell, 11318.

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2 I have got back in my mind of a lot of people
3 what could have did harm to my brother, but I
4 don't remember saying Papalia or anybody else;
5 just taking it in its stride and trying to find
6 out what happened to him.

7
8 Q. You have in mind a lot of people
9 that might have done something to your brother?

10 A. We are trying to find ~~WIRE~~ out
11 what happened to him.

12 Q. What people did you have in mind?

13 A. Whatever ----

14 THE COMMISSIONER: Just a minute ---

15 MR. HOGG: All right, I agree.

16 Q. Did you see Papalia just
17 before your brother disappeared?

18 A. That I can't recall.

19 Q. Have the police ever been into
20 your souvenir store?

21 A. I beg your pardon?

22 Q. Have the police ever been into
23 that souvenir store of yours?

24 A. Mine?

25 Q. Yes.

26 A. Which police?

27 THE COMMISSIONER: Any police?

28 A. Oh, yes, they have dropped in.

29 MR. HOGG: Q. Raids?

30 A. No. Oh, yes, they have raided,



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A. Mitchell

11319.

oh, when I first opened, I believe.

Q. What for.

A. I had a little card game in the back.

Q. Who put the money up for the shop of yours?

A. My sisters.

Q. Do you know where they got it from?

A. Yes.

Q. What was that?

A. They are hairdressers. They worked for it at the hairdressing.

THE COMMISSIONER: You say they worked for you?

A. Oh, no.

Q. I beg your pardon. I thought you said they worked for you.

MR. HOGG: Q. Do you know how much money was involved in the shop of yours?

A. How much was involved?

Q. Yes.

A. The cost of the building?

Q. Yes.

A. Fourteen thousand.

THE COMMISSIONER: Do they own the building?

A. Yes, sir.

Q. You rent it from them, do you?





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A. Mitchell 11320.

A. That is right.

MR. HOGG: Q. Is it a bank game
you had in there?

A. No.

THE COMMISSIONER: What was it?

A. I had a table that the boys
would come in there and play a little cards game.

Q. And pay you what?

A. Nothing. Just selling what -
I used to sell them pop and cigarettes.

Q. Pardon?

A. Sell them pop and cigarettes,
stuff like that, candies.

Q. You sold them pop and cigarettes?

A. Yes.

Q. Nothing the matter with that.
Did they pay you. ----

A. For the goods.

Q. --- for letting them come in
and play?

A. They would pay for soft drink
and stuff like that, they would pay for the
goods they were getting.

MR. HOGG: Q. Who paid your
brother's fine of four thousand dollars?

A. I don't know.

Q. He wouldn't be able to pay it?

THE COMMISSIONER: What brother?





A. Mitchell

11321

MR. WILSON: Peter.

THE WITNESS: I only had the one brother.

THE COMMISSIONER: What brother was fined four thousand dollars?

MR. HOGG: Wasn't "Scrip" Mitchell fined four thousand dollars at one point?

THE COMMISSIONER: I don't know.

Was he?

A. Not that I know of.

Q. Did you ever pay a fine for him?

A. For my brother? No.

MR. ROSE: I have no questions, thank you, sir.

MR. WILSON: That is all.

THE COMMISSIONER: Waste of time, isn't it?

MR. WILSON: Yes, that is all for the moment.

THE COMMISSIONER: That is all, sir.

-----Witness left the box.

MR. WILSON: I call Constable Weller.

G. Weller



1911

January 1st

Received of Mr. J. H. Smith

the sum of \$100.00

for

the purchase of

one hundred shares of

the stock of the

Company

at the rate of

\$1.00 per share

and the sum of

\$100.00 is hereby

certified to be

correctly paid

to the order of

the Treasurer

of the Company

and the sum of

\$100.00 is hereby

certified to be

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the Treasurer

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and the sum of

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G. Weller

11322

GEORGE WELLER, sworn.

EXAMINATION BY MR. WILSON

Q. You are a member of the Ontario Provincial Police?

A. I am.

Q. What is your rank?

A. Constable.

Q. Where are you stationed?

A. Niagara Falls detachment, Niagara Falls, Ontario.

Q. And did you have occasion to make some investigations about the officers of the Ramsay Club during the period it was located at 1648 Stanley Avenue, Niagara Falls, Ontario?

A. Yes, sir, I did.

Q. And I believe you found that the president of the club was one Edwards. Have you got your papers with you?

QA. No, I didn't, sir.

Q. Are they here?

A. They are in the office.

Q. Will somebody get them because I don't seem to have mine. Maybe we can get along, and somebody will find either my papers or your papers. Where did this Edwards live?

A. He lives on 71st Street, Niagara



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G. Weller

11323

Falls, New York.

THE COMMISSIONER: What is his first name?

A. Harold Edwards.

Q. His address is what?

A. On 71st Street, Niagara Falls, New York.

MR. WILSON: Q. When did you interview Mr. Edwards?

A. On Tuesday, 20th May, 1962, sir.

Q. And what did he tell you about his association with the Ramsay Club as president?

A. Mr. Edwards stated to me that he was asked in August of 1959 by his brother-in-law, Benjamin Nicoletti, to become president of the Ramsay Club in Niagara Falls, New York -- Ontario.

Q. Did he tell you what Benjamin Nicoletti told him about the club and why he wanted him to do this?

A. Well, Nicoletti told him that he would have -- that he would not have to take any active part in the club, but he was to tell anybody that approached him that he was the president of this Ramsay Club.

Q. Did Nicoletti tell his brother-in-law what the club's operation was?

A. Yes, Nicoletti told him that it was to be a sportsmen's club.



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G. Keller 11324.

Mr. Edwards further stated that he only visited the club on one occasion and that was approximately one week before the club opened up.

Q. Did he ever take part in the operation of the club?

A. He further stated that he did not know any of the other officers of the club, nor take any active part in the proceedings of the club.

Q. And what did he say about his brother-in-law Nicolette's operations in the Niagara Falls, New York, area?

A. I asked Mr. Edwards if he thought this to be true with regard to the sportsmen's club ----

THE COMMISSIONER: Thought what to be true?

A. That it would be a sportsmen's club, and he stated that his brother-in-law had been mixed up in gambling on that side - Niagara Falls, New York, and had been put out of business, and he therefore concluded he would be trying in Canada.

(page 11325 follows)



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The United States is a country of laws.

It is the duty of every citizen to obey the laws of the United States.

Q. What is the purpose of the laws?

A. The purpose of the laws is to protect the rights of all citizens.

Q. How do the laws protect the rights of all citizens?

A. The laws protect the rights of all citizens by providing a system of justice that is fair and impartial.

Q. What are the principles of the United States Constitution?

A. The principles of the United States Constitution are the separation of powers, federalism, and the protection of individual rights.

Q. How do the principles of the Constitution guide the government?

A. The principles of the Constitution guide the government by providing a framework for the organization and operation of the government.

Q. What are the responsibilities of the citizens of the United States?

A. The responsibilities of the citizens of the United States are to obey the laws, pay taxes, and participate in the democratic process.

Q. How can citizens participate in the democratic process?

A. Citizens can participate in the democratic process by voting in elections and running for office.

Q. What are the rights of the citizens of the United States?

A. The rights of the citizens of the United States are the right to life, liberty, and the pursuit of happiness.

Q. How are the rights of the citizens of the United States protected?

A. The rights of the citizens of the United States are protected by the Constitution and the laws of the United States.

Q. What are the duties of the government of the United States?

A. The duties of the government of the United States are to protect the rights of the citizens and to promote the general welfare.

Q. How can the government of the United States promote the general welfare?

A. The government of the United States can promote the general welfare by providing for the common defense, promoting the progress of science and the useful arts, and securing the rights of the citizens.



Q. When was it Edwards became president of the Ramsey Club?

A. He said he was approached in August, 1959, and had taken the position there.

Q. Did he give you any information about the club?

A. Yes. He said that Benjamin Niccolletti would bring the books, the minute books of the Ramsey Club across to Niagara Falls, New York, to his residence, for his signature. I also asked Mr. Edwards if he had been paid for this position as president, and he stated that: "I think I told you too much already." He did later say he was given \$50 by Niccolletti in order to buy equipment, sporting equipment for the club, but he couldn't recall whether he had purchased any with this money or not.

MR. WILSON: I think that is everything.

THE COMMISSIONER: Mr. Hogg?

MR. WILSON: Just a minute. Mr. Carty has a question.

MR. HOGG: Q. Were you aware ---

THE COMMISSIONER: Just a moment.

MR. HOGG: I am sorry.

MR. WILSON: Q. Well, did you ascertain from the owner of the premises at 1648 Stanley, who negotiated the lease for him being used



1 by the Ramsey Club?

2 A. Yes. I spoke to Mr. DelDona,
3 the owner of the premises on Stanley Avenue
4 where the Ramsey Club was located, and he
5 stated that the lease was negotiated by
6 Ralph Agretti. He was the one who had spoken
7 to him about taking over the premises, the
8 upper portion of the building, as a club.

9 THE COMMISSIONER: Q. Had spoken
10 to him or made the arrangements?

11 A. He had made the arrangements
12 with him.

13 MR. WILSON: That is all.

14
15
16
17
18 EXAMINED BY MR. HOGG:

19
20 Q. I just have one question,
21 Mr. Weller. Were you aware that Edwards was
22 a director of the club from 1955 to 1961?

23 A. No. I understood he was
24 president of this Ramsey Club.

25 MR. WILSON: I think you better check
26 your records on that one.

27 MR. HOGG: This witness had checked
28 the annual returns.

29 Q. Do they show Edwards as a
30 director for those years?



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1 A. I just don't recall that off-
2 hand, sir.

3 THE COMMISSIONER: Shall we take ten
4 minutes and clear this up?

5 MR. WILSON: I have only one more
6 witness and will be only five minutes with him.

7 THE COMMISSIONER: I was wondering.
8 There seems to be some confusion as to when
9 Edwards was an officer and when he wasn't.

10 MR. HOGG: According to our information,
11 he was in the years I have indicated. I
12 thought this officer might have checked the
13 records.

14 THE COMMISSIONER: What information
15 have you? Where did you get it?

16 MR. HOGG: From the annual returns,
17 Mr. Commissioner.

18 THE COMMISSIONER: Yes.

19 MR. WILSON: I don't think we would
20 be able to give any information on that
21 today. We will have it Monday.

22 THE COMMISSIONER: All right. Any
23 other questions? Mr. Rose?

24 MR. ROSE: Yes.
25
26
27
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30



EXAMINED BY MR. ROSE:

Q. When was it you had this conversation with Edwards?

A. On Tuesday, the 26th of May, sir.

Q. What year?

A. 1962, this year.

Q. And where does he live?

A. 71st Street in Niagara Falls, New York.

Q. That is where you had the conversation with him?

A. Yes, sir.

Q. I take it you said it was in August, 1959, that Niccolletti asked him to become president of the Ramsey Club?

A. That was his statement to me, sir.

Q. That would be the new Ramsey Club, then?

A. As I understand it, the new Ramsey Club.



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THE UNIVERSITY OF CHICAGO

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THE UNIVERSITY OF CHICAGO



1 JAMES E. SACCO, sworn

2 MR. SWAYZE: I appear for Mr. Sacco,
3 Mr. Commissioner. We are not asking for
4 the protection of The Canada Evidence Act.
5 I just ask the usual consideration for Mr.
6 Sacco.

7 THE COMMISSIONER: I don't know what
8 you mean by "usual consideration".

9 MR. SWAYZE: I don't know whether
10 my friend will be bringing out the record
11 of Mr. Sacco, who is a reputable business man
12 in Niagara Falls, and I would ask for the
13 usual consideration.
14

15 THE COMMISSIONER: We will see as we
16 go along.

17 EXAMINED BY MR. WILSON:

18 Q. Where do you reside?

19 A. 2187 Main Street, Niagara Falls.

20 Q. What is your occupation?

21 A. Real estatebroker.

22 Q. How long have you been in that
23 business?

24 A. Eleven years.

25 Q. Are you the owner of 1693
26 Victoria Avenue, Niagara Falls?

27 A. Yes.

28 Q. How long have you owned that
29 property?
30



THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO
LIBRARY
540 EAST 57TH STREET
CHICAGO, ILL. 60637

THE UNIVERSITY OF CHICAGO
LIBRARY
540 EAST 57TH STREET
CHICAGO, ILL. 60637

THE UNIVERSITY OF CHICAGO

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1 A. I would say about 16 years.

2 Q. Am I right in saying that
3 the following clubs have been tenants of yours
4 at that address? The Polo Club of Windsor
5 in 1951, 1952?

6 A. I believe so, yes.

7 Q. The Goldfield Club in ---

8 THE COMMISSIONER: Don't go too fast.

9 MR. WILSON: I am sorry. The
10 Polo Club of Windsor.

11 THE COMMISSIONER: The Polo Club
12 of Windsor.

13 MR. WILSON: 1951, 1952. Goldfield
14 Club in 1954.

15 Q. Is that right?

16 A. I believe so.

17 Q. Well, then ---

18 THE COMMISSIONER: Is that all?

19 MR. WILSON: No.

20 Q. Who occupied the premises
21 from 1954 through to 1958?

22 A. From 1954 to 1958. Well, my
23 brother has been the one renting from me.

24 THE COMMISSIONER: Q. What is his
25 name?

26 A. Peter Sacco. I don't know
27 who occupied it, but he is the one that has
28 been renting from me.

29 MR. WILSON: Q. Well, then, we
30 came to 1958 when the Runsey Club became the





1 tenant.

2 A. The same thing. My brother
3 was in charge but I don't know what club was
4 in there.

5 Q. You mean to say, when the
6 Ramsey Club was there, you had no direct
7 relationship with that at all?

8 A. No, definitely not.

9 Q. You had no direct relationship
10 with any of the clubs that occupied your
11 property?

12 A. No, sir.

13 Q. And did you have any know-
14 ledge at any time of what kind of activity
15 was going on there?

16 A. No.

17 Q. And did you ever inspect
18 the premises from time to time?

19 A. I have been up there probably
20 three times, I would say roughly, in the last
21 seven, eight, ten years.

22 Q. And you have no idea of who
23 the real tenants were of those premises?

24 A. No, sir.

25 Q. At any time from 1951 through
26 to the present time?

27 A. No, sir. That is my own
28 brother.

29 Q. What is the use that has been
30 made of it in the last few years?



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A. That, I couldn't tell you.

Q. But he is still renting?

A. Yes.

Q. How much is he paying you for
rent?

A. \$50.

Q. \$50 a month?

A. Yes.

MR. WILSON: That is all.

THE COMMISSIONER: Mr. Hogg?

MR. HOGG: No questions.

THE COMMISSIONER: Mr. Rose?

MR. ROSE: No questions, thank you.

THE COMMISSIONER: That is all.

---The witness retired.

MR. WILSON: That is all the witnesses
I have for today, Mr. Commissioner.

THE COMMISSIONER: Monday morning
at ten o'clock.

---Whereupon at 4:10 p.m. the proceedings were
adjourned until Monday morning at 10:00 o'clock.



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VOLUME NO.

ROYAL COMMISSION

ON CRIME

IN ONTARIO

DAILY TRANSCRIPT
OF PROCEEDINGS

Date .Monday .Oct .1/62..

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Supreme Court Reporters
145 Yonge St.
Toronto



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Ex. No.	Page No.	Description
270	11379	Three letters written re Ramsey Club from J.R. Howe.
271	11423	Page 57 of Exhibit 353, with red notations referring to Mr. Yarenko's term of office.
272	11461	List of thirteen social clubs, and summary of disposition made in the Provincial Secretary's Department attached thereto.
273	11478	List of clubs.



TABLE I

Summary of Data

1. Total number of specimens	1000	1000
2. Number of specimens in each group	250	250
3. Number of specimens in each group	250	250
4. Number of specimens in each group	250	250
5. Number of specimens in each group	250	250
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10. Number of specimens in each group	250	250



A/SON/1

WEDNESDAY, OCTOBER 1, 1902

---On resuming at 11.30 a.m.

MR. WILSON: Call Lieutenant Robert
Fitzsimmons.

ROBERT FITZSIMMONS, sworn,

EXAMINED BY MR. WILSON:

Q. Where do you reside?

A. 1618 Fifteenth Street, Niagara Falls,
New York.

Q. And you are associated with the
police force?

A. With the police force of the City
of Niagara Falls, New York.

Q. What is your rank?

A. I am a detective lieutenant.

Q. And how long have you been
associated with that force?

A. Sixteen and a half years, sir.

Q. Now, do you know of an individual
named Jack Nicoletti?

A. Yes, sir, I do.

Q. And he resides in Niagara Falls,
New York, area?

A. Yes, sir.





1 Q. And I understand that he has had a
2 number of convictions for gambling offenses?

3 A. Yes, sir.

4 Q. And can you give me the particulars
5 of those offenses?

6 A. Yes, sir.

7 Q. Have you got a list ---

8 THE COMMISSIONER: Do you have a list
9 there?

10 A. Yes.

11 MR. WILSON: Q. Any documents with you
12 to refer to?

13 A. Yes. Do you want me to go ahead?

14 Q. Yes, if you would, please?

15 THE COMMISSIONER: Let me see that first,
16 please.

17 MR. WILSON: Q. I understand that this
18 record goes back starting back in 1939?

19 A. Yes, sir.

20 Q. And just in chronological order,
21 will you give us the various convictions?

22 A. Yes, sir. November 24th, 1939. ---

23 THE COMMISSIONER: '39?

24 A. Yes, sir, 1939, disorderly in a
25 gaming room; fine of \$10.

26 THE COMMISSIONER: Yes?

27 A. December 24th, 1939, charge of
28 973 of the State Penal Law, which is maintaining
29 premises for gambling; the fine was \$25.

30 Q. Yes?



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1 A. On May 19th, 1940, disorderly in a
2 crap game.

3 Q. May, 1940?

4 A. 1940, sir.

5 Q. Disorderly in a crap game?

6 A. Yes, sir.

7 Q. Disorderly in a crap game -- what
8 sort of offence is that?

9 A. I am merely reading this from the
10 information that I took off the arrest card
11 which was in our file, sir.

12 Q. I know, but what are the particulars
13 of that -- of that particular offence against
14 him -- which was disorderly in a crap game?
15 What does that mean? Is that acting disorderly
16 in the game, or what?

17 A. No, I would say maybe was dis-
18 orderly during the raid on the gambling
19 establishment, sir, and that is my personal
20 opinion, sir, and the fine of that was \$5.

21 Q. Yes?

22 A. July 11th, 1940, maintaining
23 premises for gambling; a fine of \$25.

24 Q. Yes?

25 A. November 25th, 1941, frequenting
26 a gambling place; suspended sentence.

27 Q. Yes?

28 A. On November the 2nd, 1947,
29 frequenting a gambling place; suspended
30 sentence.



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1 Q. Yes?

2 A/ January 23rd, 1943, frequenting a
3 gambling place; sentence suspended.

4 Q. Yes?

5 A. Then in 1952, there was a raid on
6 a gambling establishment in the City of Niagara
7 Falls at 207 - 24th Street with some forty-eight
8 men on the premises. The case was presented
9 to the Grand Jury of Niagara County, and the
10 Grand Jury indicted Benjamin Niccolotti,
11 Dominic Martel and others. Do you want me to
12 list the other members?

13 MR. WILSON: No, I don't think we need
14 the other names. We do, in any case where
15 Dominic Martel is involved, I want him
16 mentioned.

17 A. Yes.

18 Q. Is Isadore Siegel in that list?

19 A. Yes, sir.

20 Q. I think that is the only other
21 one we are interested in. What is Isadore
22 Siegel known as, as a nickname?

23 A. Gimpey, sir.

24 Q. Gimpey?

25 A. Gimpey.

26 Q. Let us go on with your----

27 THE COMMISSIONER: What date was this?

28 A. This was the Grand Jury of May,
29 1955, sir.

30 Q. The date of the raid?



1. The first part of the book is devoted to a general
2. description of the country and its people.
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26. principal arts and crafts of the country.
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30. principal political and social institutions of the country.
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32. principal economic and financial institutions of the country.
33. The seventeenth part is a description of the
34. principal educational and cultural institutions of the country.
35. The eighteenth part is a description of the
36. principal religious and philosophical institutions of the country.



1 A. I don't have the exact date of the
2 raid, sir.

3 Q. Indicted for what?

4 A. They were indicted -- they indicted
5 them for common gamblers, Section -- do you
6 want me to read just the offenses or the number
7 of our Penal Law?

8 Q. Just read whatever you have there.

9 A. All right, sir, I have -- they
10 were indicted in violation of Section 970,
11 973, and 560 of the Penal Law of the State
12 of New York, and on May 18th, 1955, the
13 defendants were arraigned and all pleaded
14 not guilty -- Benjamin Nicoletti, Dominic
15 Mantel, and others. All of the above defendants
16 were released on bail as follows: \$1,000 for
17 Section 970; \$1,000 for Section 973; \$1,000
18 for Section 560.

19 Q. Yes?

20 A. On January, or June rather, June
21 the 27th, 1955, the following defendants
22 withdrew their former plea and pleaded guilty
23 to the violations of Sections 970 and 560
24 of the Penal Law of the State of New York --
25 Benjamin Nicoletti, Dominic Mantel, and
26 others.

27 Q. Yes?

28 A. And on June -- or July the 15th,
29 1955, the defendant Benjamin Nicoletti was
30 fined \$500 on each count; jail term of six





1 months on the count was suspended. The defendant
2 Mantel was fined \$500 on each count and the
3 jail term of six months on the count was
4 suspended.

5 Q. Yes?

6 A. The defendant, Whirlpool Club
7 Incorporated, was fined \$500 and was suspended.

8 MR. WILSON: Q. What is the next
9 offense on the list?

10 A. The next offense was on March
11 the 23rd, 1958. It was a gambling raid on
12 the establishment known as Algonquin Club
13 located on West Market Street in the City
14 of Niagara Falls.

15 Q. Niagara Falls, New York?

16 A. Niagara Falls, New York, yes, sir.
17 Two gamblers present on the premises were
18 permitted to enter a plea of guilty for
19 maintaining the premises -- Vice Geracci,
20 Section 73 of the Penal Law ---

21 THE COMMISSIONER: How do you spell that?
22 Who is Geracci?

23 A. G-e-r-a-c-c-i.

24 Q. And who else?

25 A. John Terone.

26 Q. They pleaded guilty?

27 A. They pleaded guilty to 973 and
28 paid a fine of \$100. Gambling equipment
29 and about \$1500 in cash was confiscated.

30 Q. Yes?





1 A. This case was then presented to the
2 grand jury.

3 MR. WILSON: Q. You were the officer
4 who had this club under surveillance, I
5 understand, for three months at that time?

6 A. About that time, yes, sir.

7 Q. About that time?

8 A. Yes, sir. This case was presented
9 to the grand jury, and the grand jury indicted
10 Benjamin Nicoletti and Dominic Mantel as being
11 common gamblers in violation of Section 970
12 and 973, which is maintaining premises for
13 gambling.

14 THE COMMISSIONER: Yes?

15 A. This case was set for trial, and
16 after the jury had been selected, Nicoletti
17 and Mantel pled guilty to 973, which is
18 maintaining premises for gambling. Both
19 were sentenced to one year in the Erie County
20 Penitentiary which was suspended, and both
21 were fined \$500.

22 MR. WILSON: Is there something ---

23 THE COMMISSIONER: Just a moment, please.
24 Sentenced to one year, did you say?

25 A. Yes, sir, in the Erie County
26 Penitentiary.

27 Q. Suspended?

28 A. Sentence was suspended, and both
29 were fined \$500.

30 MR. WILSON: Q. Something further in 1962?



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1 A. In July -- the 20th, 1962, there
2 was a raid on a gambling establishment at
3 207 24th Street, Niagara Falls, New York.
4 Benjamin Nicoletti was arraigned and charged
5 with maintaining a common gambling --- The
6 case was disposed of in the City Court.

7 Q. Yea?

8 A. On September the 5th, 1962,
9 Benjamin Nicoletti pled guilty to Section 973.
10 He was fined \$250, and thirty days suspended
11 sentence in the Niagara County Jail.

12 Q. I would like you to look at two
13 photographs which are filed here as Exhibit No. ---

14 THE REGISTRAR: Exhibit No. 261, Benjamin
15 Nicoletti.

16 MR. WILSON: Q. Looking at Exhibit 261,
17 do you recognize the person who is photographed
18 as shown?

19 A. Yes, sir, I do.

20 Q. It is whom?

21 A. That is Benjamin Nicoletti.

22 MR. WILSON: And the other exhibit number?

23 THE REGISTRAR: 260.

24 MR. WILSON: Exhibit 260.

25 A. Yes, sir ---

26 Q. Do you recognize that person?

27 A. Yes, sir, I do.

28 Q. And that is --

29 A. Dominic Mantel, sir.

30 MR. WILSON: That is all, thank you.



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1 ---The witness withdrew.

2
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4
5 MR. WILSON: Mr. Commissioner, I would
6 like to have about a ten minute recess as I
7 haven't had a chance to talk to certain
8 witnesses whom I now propose to put in the
9 box. I have about three other witnesses
10 waiting to go in the box.

11 THE COMMISSIONER: All right.

12
13 ---A short recess.

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17 (Page 11343 follows)



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JOHN O'NEILL, sworn

THE COMMISSIONER: Do you spell it
with two i's?

THE WITNESS: I do.

EXAMINED BY MR. WILSON:

Q. You reside in Detroit, Michigan?

A. I do.

Q. And you are a Lieutenant
with the Detroit Police Force?

A. I am.

Q. How long have you been with
that Force?

A. Approximately seventeen years.

Q. And in the course of your
duties, have you run across these three people:
William Giacalone, Anthony or Tony Giacalone,
and Edward Guarella.

A. The first two subjects, I have
heard mention of them; the third party I have
not personally, but the city police have.

Q. In other words, you know
these three by reputation?

A. I do.

Q. Now, will you deal first with
Giacalone; and if you want to refer to your
notes, for the purpose of giving the history
of these gentlemen, as the police know it to



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1 be in Detroit.

2 A. Yes, I will.

3 THE COMMISSIONER: What is the first?

4 MR. WILSON: Q. William. Possibly
5 before you deal with William, you might tell
6 us what your relationship is between these
7 gentlemen, these two members, Tony and Billy.

8 A. Tony Giacalone resides at 701
9 Balfour, Grosse Point.

10 THE COMMISSIONER: Spell it.

11 A. B-a-l-f-o-u-r. He has,
12 approximately, a home in excess of \$100,000.
13 He is allegedly the head of the syndicate in
14 the Detroit area.

15 MR. WILSON: Q. Well, when you
16 speak of the syndicate, what do you mean by
17 that?

18 A. The gambling faction in the
19 Detroit area.

20 Q. Yes.

21 A. His brother Vito ---

22 THE COMMISSIONER: Not too quickly,
23 please.

24 THE WITNESS: Also known as Billy
25 Giacalone, works for his brother Tony, and
26 he resides at 951 Nottingham, in Grosse Point,
27 and he has approximately has a new home under
28 construction that cost in excess of \$30,000.

29 MR. WILSON: Q. Now, have either
30 of these men - have they had any gainful



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1 employment over the years, to your knowledge?

2 A. Yes. Tony Giacalone and his
3 brother are presently owners of the Home
4 Juices in the Detroit area. This is a
5 beverage that is delivered to grocery stores,
6 general stores and to individuals at their
7 homes.

8 Tony also is an only representative
9 of several companies in the Detroit area.

10 Q. And how long have they had
11 these? How long have they been interested
12 in these enterprises?

13 A. I would say approximately for
14 the past ten years.

15 Q. And prior to that date, did
16 they have known legitimate occupation?

17 A. Not to my knowledge.

18 Q. Now possibly then, with that
19 background in mind, deal with William first, or
20 Vito.

21 A. Yes, I will.

22 On December the 29th, 1959, following
23 a lengthy investigation by officers of the
24 Vice Bureau and Racket Squad of the Detroit
25 Police Department, on the Lebanese-American
26 Republican Club, located at 535 Orleans, in
27 the City of Detroit: Officers raided these
28 premises, and found a barbuited game in existence
29 at the time, and Vito Giacalone was operating
30





1 this.

2 He and eleven other members were
3 arrested for conspiracy, to violate the City
4 gambling law.

5 Q. What was the outcome of that
6 arrest?

7 A. I will give you that in a
8 moment, sir.

9 On October 17th of 1950, the Honourable
10 Joseph Gillies of the Recorders Court of the
11 City of Detroit, following the conviction of
12 nine members of this bar built game, including
13 Vito Giacalone, did this: Vito was fined
14 \$300, or 90 days in the Detroit House of
15 Correction; the eight others that were found
16 guilty at this time received like sentences.

17 Now, following this conviction, Vito
18 Giacalone moved his base of operations from
19 the City of Detroit, to the City of Highland
20 Park, where he remained for approximately
21 one year and a half; and earlier this year
22 he moved his operation back to the City of
23 Detroit.

24 THE COMMISSIONER: Just a moment.
25 He went to Highland Park?

26 MR. WILSON: Could you go a little
27 slower?

28 THE COMMISSIONER: Highland Park,
29 and remained for how long?

30 A. Approximately one year and a



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1 half.

2 Q. And then moved back where?

3 A. Recently this year, he moved
4 back to 106 West Columbia, in the City of
5 Detroit.

6 Q. That is the Lebanese-American ---

7 A. That is the Leaside.

8 Q. What is the address of the
9 Lebanese-American Club?

10 A. 535 Orleans.

11 Q. 535 Orleans?

12 A. City of Detroit.

13 Q. And in 1962 he moved where?

14 A. He moved to 106 West Columbia,
15 in the City of Detroit.

16 Now, he operated from this location,
17 for approximately three months; but because
18 of constant harrassment by members of the
19 Detroit Police Department, he moved again
20 outside of the city limits, to the City of
21 Ecorse, Michigan.

22 Q. When?

23 A. I would say approximately six
24 weeks ago.

25 And approximately two weeks ago,
26 his club in Ecorse was raided by Mayor
27 Eloyer Chewingum.

28 Q. What is the name of the club
29 in Ecorse?

30 A. I do not have the name of it.



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1 Q. The premises there used as
2 a club.

3 A. It is used as a club? The
4 premises are chartered by the State Securities
5 Commission of the State of Michigan.

6 Q. Just a moment. He moved
7 six weeks ago to Ecorse?

8 A. And he was subsequently
9 raided by the Mayor of Ecorse.

10 Q. Yes?

11 A. At the time of the raid there
12 were no persons on the premises, and the
13 furniture and equipment was confiscated and
14 destroyed.

15 Q. What was the nature of the
16 equipment?

17 A. Pool tables; chairs, and
18 ordinary tables. Equipment that would be
19 used in a barbuitt game.

20 Q. Now, with the police, what
21 is his reputation as to the level he occupies
22 in the gambling fraternity in Detroit?

23 A. Vito Giscalone works for
24 his brother Tony, and he does operate gambling
25 enterprises. He actually manages the operation
26 of gambling enterprises in and around the
27 Detroit area.



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Q. What is the nature of the gambling operations said to be connected?

A. Barbuit games.

Q. Just barbuit games?

A. Barbuit games, yes.

Q. What about the numbers?

A. His brother Tony is allegedly involved in the numbers racket.

Q. Yes.

A. Along with the wire service, distribution of wire service in the Detroit area.

Q. Well, then, you say it is Tony that is involved in the numbers and the wire service. In connection with the wire services is there any Canadian tie-up in that operation?

A. Back in 1951 members of the Vice Bureau of the Detroit Police Department in a joint investigation with Windsor authorities smashed the wire service between Detroit and Windsor. At that time Tony Giacalone was allegedly the head of the wire service in Detroit and Howard Kerr was the head man in the Windsor area.

Q. Has that been operating since that time, as between Detroit and Windsor, to your knowledge?

A. Not since that time.

Q. No.



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1 A. Not since we smashed the wire
2 service.

3 Q. And do you know of any connection
4 between the bookmakers, say, in the Detroit
5 area and those in the Windsor area?

6 A. Not presently.

7 Q. No. Well, in what period would
8 you say that any such connection did exist?

9 A. You have to go back some years.

10 Q. Do you have to go back some
11 years?

12 A. You have to go back to 1951
13 or 1952.

14 Q. And we are speaking of the
15 Giacalone. We have filed here as Exhibit 263
16 a picture. (Producing Exhibit 263 to the
17 witness)

18 A. Yes. This is a Detroit Police
19 photo of Billy Giacalone.

20 Q. Now, Edward Guarella, is he tied
21 in with the Giacalone or does he operate
22 independently of that?

23 A. That is a question I could not
24 answer.

25 Q. No. Well, what could you tell
26 us about the knowledge of the police in
27 Detroit of Edward Guarella?

28 A. Eddie Guarella was arrested at the
29 Star Social Club in Madison Heights by the
30 State Police earlier in this year. He was



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1 managing the premises.

2 THE COMMISSIONER: Is that in Detroit?

3 A. That is in Madison Heights,
4 Michigan.

5 MR. WILSON: Q. Is that a suburb of Detroit?

6 A. It is a suburb of Detroit. It is
7 a location in which we have no jurisdiction.

8 Q. And the club, I take it, was a
9 chartered club?

10 A. This is a chartered club.

11 Q. Subject to the jurisdiction of
12 what authority? How are those clubs controlled,
13 by the G.E.C.?

14 A. Actually they are not controlled,
15 they are chartered by the Corporation and
16 Securities Commission and they have no powers
17 to actually frequent the premises to check on
18 conditions. That is left up entirely to the
19 local police agencies.

20 Q. That is, as you say, was outside
21 of the Detroit City Police Department?

22 A. That is true.

23 Q. Now, what criminal activities
24 had, that is Guarella, been involved in?

25 A. Well, Eddy Guarella has had three
26 arrests and one conviction for loitering in
27 a place of illegal activity, gambling. I do
28 not have the date or conviction of that
29 arrest. He also has a third arrest for
30 violation of the State gambling law and, of



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1 course, his most recent arrest by the State
2 Police at the Star Social Club which he
3 allegedly managed.

4 Q. Now, his history in regard to
5 association with gambling goes back how far?

6 A. I couldn't say.

7 Q. But does it go back to -- can you
8 say for sure that it goes back, say, five
9 years?

10 A. It goes back at least five years.
11 I do not have the dates of the arrests but I
12 know it goes back beyond five years.

13 Q. And the Giacalone's association
14 with gambling in the Detroit area, how far
15 back does that go without trying to be too
16 specific?

17 A. To my knowledge back to 1951.
18 It was in 1952 that Tony Giacalone was
19 convicted of attempting to bribe a Detroit
20 vice squad officer.

21 Q. Which?

22 A. Tony Giacalone.

23 Q. Tony, yes?

24 A. Yes. And he received a \$500 fine
25 and eight months in the Detroit House of
26 Correction for this attempted bribery. He
27 was found guilty in court.

28 Q. Both Tony and Vito, or Billy,
29 they have both prior records?

30 A. That is correct.



1 Q. Yes. Extending over a period of
2 years?

3 A. Yes, sir.

4 Q. Do you know anything about Dominic
5 Carrado?

6 A. Yes. Dominic Carrado is the
7 son of the late Pete Carrado. He formerly
8 owned Konkocni's Gardens, a beer garden
9 in Detroit, in the downtown area.

10 THE COMMISSIONER: Q. Who, Dominic?

11 A. Dominic.

12 Q. Owned what? A beer garden?

13 A. Konkocni.

14 Q. Spell it?

15 A. K-o-n-k-o-c-o-n-i. And he is
16 also a partner in the Grecian Gardens located
17 on Huron Avenue in the City of Detroit. I
18 have some additional information if I may
19 check my notes.

20 MR. WILSON: Q. Yes, sure.

21 A. He is also a president of the
22 Erie Baking Company located at 673 Erie
23 Street, Windsor, Ontario. His brother
24 Anthony J. is secretary, and his brother-in-law ---

25 THE COMMISSIONER: Q. One moment. Yes?

26 A. Walter Cavataio is listed as
27 the owner of the Erie Baking Company.

28 Q. Spell it?

29 A. C-a-v-a-t-a-i-o.

30 Q. Is the baking company incorporated?



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1 MR. WILSON: I beg your pardon?

2 THE COMMISSIONER: Q. Is the Erie Baking
3 Company a limited company?

4 MR. WILSON: Yes, I believe so. I believe
5 it is bankrupt now. I will have to check to
6 be sure.

7 THE COMMISSIONER: Q. Where did Peter
8 live?

9 A. Peter lived at 701 Middlesex,
10 Grosse Point Park. One of the alleged money
11 backers of this Erie Baking Company is
12 reputed to be Nick Cicchini who resides in
13 Windsor.

14 Q. Spell it?

15 A. C-i-c-i-h-i-n-i.

16 Q. This Erie Baking Company, do they
17 ship bread to Detroit, do you know?

18 A. Not to my knowledge.

19 MR. WILSON: Q. Has Carrado any criminal
20 record?

21 A. Dominic Carrado has no criminal
22 record.

23 Q. Do you know of a man named William
24 Tocco and his brother Anthony Tocco?

25 A. I do.

26 Q. And also a third brother,
27 Jack W. Tocco?

28 A. Yes.

29 Q. Have any of these three men got
30 criminal records in the Detroit area?



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A. They do not.

Q. They do not?

A. The Toccoas are sons of Black
Bill Tocco.

Q. And are they engaged in business
enterprises, these three brothers?

A. Yes, they are. They are involved
in the Hazel Park Racing Association, a track,
and the actual operation, they own considerable
stock in the Hazel Park Racing Track and also
the Wheeling, West Virginia, track.

THE COMMISSIONER: Q. What do you call the
track in Detroit?

A. Hazel Park.

MR. WILSON: Hazel Park.

Q. Where is the other?

A. Wheeling, West Virginia.

Q. What is the name of that?

A. Wheeling Racing Association.

Q. They are both recognized as quite
legitimate racing tracks?

A. They are.

Q. Do you know a Vincent Mall? I
don't know how to pronounce it. M-a-l-l.

A. Vincent Mall.

Q. Mall?

A. Vincent A. Mall.

Q. Has he any criminal record?

A. He was arrested in 19---, I believe, '54.



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1 for conspiracy to extort. He was tried and
2 found not guilty in Detroit.

3 Q. There is no conviction?

4 A. No conviction.

5 Q. No conviction against him for any
6 criminal offence? What does he do for a
7 living?

8 A. Vincent Hall owned Meltone Music.
9 He is a brother-in-law of Bill Buffalino who
10 is the head of Local 985, Teamsters Union
11 in Detroit which controls the juke box
12 industry.

13 THE COMMISSIONER: Q. Vincent Hall owned
14 Meltone Music?

15 A. That is correct.

16 Q. What did you say next?

17 A. He is a brother-in-law of William
18 Buffalino who is the head of 985 of the
19 Teamsters Union which controls the juke box
20 industry in Detroit.

21 Q. Local what?

22 A. 985. The Union has jurisdiction
23 over the placing of juke boxes or the dues
24 paid to the Union.

25 Q. I just don't follow that. There
26 are several premises, I suppose?

27 A. Several thousand premises in
28 Detroit.

29 Q. And are they owned by the proprietors
30 of places where they are installed?



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1 A. No, they are not, they are owned
2 by individuals or companies and Vincent Mall
3 has several hundred juke boxes in various
4 locations in the Detroit area.

5 Q. Yes. Now, what is the name
6 of his brother-in-law?

7 A. William E. Buffalino.

8 Q. Spell it?

9 A. B-u-f-f-a-l-i-n-o.

10 Q. Vincent Mall owns a number of these
11 juke boxes?

12 A. Yes.

13 Q. They are controlled by the local
14 members, by the Teamsters Union? I don't
15 quite understand what you mean when you
16 said they were controlled by the Union?

17 A. Mr. Commissioner, I mean by that
18 that the juke boxes come under the jurisdiction
19 of Local 985 of the Teamsters Union just
20 like truckers do under various locals of
21 the Teamsters Union and they have to pay
22 dues to the Teamsters wherever they have
23 boxes installed.

24 Q. The proprietors of these places
25 pay dues to the Teamsters Union?

26 A. They do. Also the owners of
27 the juke boxes pay dues for the employees
28 that maintain the boxes at various locations.

29 MR. WILSON: Q. There is nothing
30 illegal about the ownership or use of a juke



THE FIRST PART OF THE BOOK

IS DEVOTED TO THE HISTORY OF THE

REIGN OF THE FIRST MONARCH

OF THE NATION

AND THE SECOND PART

TO THE HISTORY OF THE

REIGN OF THE SECOND MONARCH

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AND THE THIRD PART

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AND THE EIGHTH PART

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1 box in your area?

2 A. Nothing at all.

3 THE COMMISSIONER: Q. In the hierarchy
4 of the persons engaged in criminal activities
5 in Detroit, how high up the ladder would
6 Giacalone -- William -- be according to the
7 police?

8 A. William Giacalone, I would say,
9 is considered a big man in Detroit gambling
10 but he is not at the top.

11 Q. His activities are confined to
12 gambling?

13 A. To gambling and managing gambling
14 enterprises and clubs.

15 Q. How close to the top do you
16 reckon he is?

17 A. It would be difficult to say, Mr.
18 Commissioner.

19 Q. He is recognized as one of the
20 top men in that particular branch?

21 A. The best known hoodlum in the
22 Detroit area.

23 Q. How long has he been so recognized?

24 A. Oh, for at least ten years.

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THE COMMISSIONER: Q. Is he a man who exercises considerable power in that fraternity?

A. I would say so, but not nearly as much as his brother.

Q. Not as much as Tony?

A. Tony is the boss.

Q. He is boss. How old a man is William Giacalone?

A. Without referring to my notes, I would say he is in the area of forty.

Q. Is Tony older than Bill?

A. Yes.

Q. Much?

A. No, not much. Just a few years, sir.

Q. Thank you.

A. You are quite welcome, sir.

THE COMMISSIONER: Just a moment before you leave the box.

Q. Do you know the man Finnigan spoke of?

MR. WILSON: Glassman. I don't think this witness knows him.

THE WITNESS: I have no knowledge of him. I believe it is Nate Glassman. We checked our records and we have nothing in our records to indicate he has ever been arrested in the Detroit area.

THE COMMISSIONER: Thank you.



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THE WITNESS: Yes, sir.

---The witness retired.

MR. WILSON: I will call Mr. Howe.



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JOHN HOWE, sworn

EXAMINED BY MR. WILSON:

Q. You are a chartered accountant?

A. I am.

Q. Practising in the City of
Niagara Falls, Ontario?

A. Yes.

Q. And the name of your firm is
Howe, Smiley and Company, at 1733 Victoria
Avenue, or have you changed it since then?

A. The address is 1156 Victoria
Avenue.

Q. Did you keep the books for
what is known as the Ramsey Club?

A. We wrote up accounting records
from information supplied to us.

Q. By whom?

A. By Ralph Agretti and Alfred Ross.

Q. Alfred Ross is also known as
Syd Ross.

THE COMMISSIONER: The man's first
name was what?

MR. WILSON: Ralph.

THE COMMISSIONER: Q. When did you
start doing this?

A. Actually the books are here.
We could tell from the books.

Q. What year, roughly?

A. '57.



Q. Now, what time did you get up that morning?

A. I got up at about 7:30.

Q. And you went to the bathroom and took a shower?

A. Yes.

Q. And then you went to the kitchen and made coffee?

A. Yes, I made coffee.

Q. And then you went to the living room?

A. Yes, I went to the living room.

Q. And you saw the television set in the living room?

A. Yes, I saw the television set.

Q. And you saw the television set in the living room?

A. Yes.

Q. And you saw the television set in the living room?

A. Yes, I saw the television set.

Q. And you saw the television set in the living room?

A. Yes, I saw the television set.

Q. And you saw the television set in the living room?

A. Yes, I saw the television set.

Q. And you saw the television set in the living room?

A. Yes.

Q. And you saw the television set in the living room?

A. Yes.

Q. And you saw the television set in the living room?

A. Yes.

Q. And you saw the television set in the living room?

A. Yes.

Q. And you saw the television set in the living room?

A. Yes.

Q. And you saw the television set in the living room?



1 THE COMMISSIONER: Yes.

2 MR. WILSON: Q. Then how long did
3 you continue to make up the reports for the
4 Ramsay Club?

5 A. I would say it extended to
6 some date into 1959.

7 Q. So that your services were
8 used while the club was operating at both
9 1693 Victoria and also 1648 Stanley?

10 A. I would say so, yes.

11 Q. It wasn't, I take it, in any
12 sense an audit?

13 A. No, absolutely not.

14 Q. In other words, they approached
15 you with some figures and you made up a
16 statement?

17 A. That is correct.

18 Q. In other words -- what did
19 they indicate was the source of the revenue
20 that the club got?

21 A. Well, as I recall, the main
22 source was membership fees and fees for different
23 games, card games, billiards. I believe at
24 one time there was some revenue from food.

25 Q. You never made any check?

26 A. No.

27 Q. Against any documents?

28 A. None whatsoever.

29 Q. And when the change of address
30 took place from Victoria Avenue to Stanley, I am



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1 informed that the renovation costs were in
2 the neighbourhood of \$5,000. Did they show
3 up anywhere, in any statements that you prepared?

4 A. Not that I can recall, no.

5 Q. Have you any knowledge as to
6 what happened to the fixed assets of this club
7 after it ceased to operate?

8 A. None, whatsoever.

9 Q. Now, in connection with the
10 club, did you have ---

11 THE COMMISSIONER: Q. Didn't they
12 have a bank account?

13 A. Yes.

14 Q. Do you know where?

15 A. The Royal Bank of Canada,
16 1733 Victoria Avenue.

17 MR. WILSON: Q. We had a check
18 the other day, Mr. Commissioner.

19 THE WITNESS: Niagara Falls.

20 MR. WILSON: That Ralph Agretti made
21 out.

22 Q. The Royal Bank, Niagara Falls,
23 Centre Branch?

24 A. That is right.

25 Q. You had some dealings, I
26 understand, with both Albert and Louis Iannuzzelli
27 in connection with the Ramsey Club?

28 A. Yes.

29 Q. And I show you a copy of a
30 letter dated July 6th, that you wrote to the



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30. The thirtieth part of the document is a letter from the



1 Unemployment Insurance Commission at Niagara
2 Falls, and a copy of a letter of August 24th,
3 1959, which you wrote to S.H. Fleming, Q.C.,
4 of St. Catharines. Both letters headed:
5 "Re Ramsey Club". (Produced)

6 A. Yes.

7 Q. How did you come to enter into
8 correspondence with the Unemployment Insurance
9 Commission?

10 A. This correspondence was
11 entered into at the request of Albert Iannuzzelli,
12 who was anxious to obtain an unemployment
13 insurance licence for the Ramsey Club in order
14 that Ralph Agretti could be covered by
15 unemployment insurance.

16 Q. I see that in the letter of
17 July 6th, 1959, addressed to the Unemployment
18 Insurance Commission, you list the officers,
19 Edwards, as president, and the others?

20 A. Yes.

21 Q. Did any of these officers
22 ever attend on you at any time when you were
23 dealing with the matters?

24 A. The only one I ever saw was
25 Ralph Agretti.

26 Q. The steward?

27 A. Yes.

28 Q. You never saw Edwards at any
29 time?

30 A. No.



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1 Q. It was on the instructions,
2 you say, of Albert Iannuzzelli that you dealt
3 with that matter?

4 A. Yes.

5 Q. Now I show you a copy of a
6 letter dated November 7th, 1958, from yourself
7 to Louis Iannuzzelli. It apparently deals with
8 some problem under the Income Tax Act.

9 A. Yes.

10 Q. Would you just tell us what
11 that matter was that you were dealing with there?

12 A. As I recall this, this was
13 a formal request from the Department of
14 National Revenue, Taxation Division, St. Catharines,
15 whereby they were trying to establish whether
16 or not the Ramsey Club was a non-profit
17 organization. As I recall, they asked for a
18 copy of the charter and probably the by-laws
19 and the minutes, to establish those. I
20 did not have any of this information.

21 Q. And you obtained it from whom?

22 A. According to what I have here,
23 I don't know whether I ever obtained it. I
24 forwarded this and my letters to Louis Iannuzzelli
25 and suggested his lawyer could supply the
26 information requested.

27 Q. You were dealing with the Ramsey
28 Club, I take it, at that time, on the instructions
29 of Louis Iannuzzelli?

30 A. Yes, I would say so.



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1 Q. From time to time, I take it,
2 you did deal with matters pertaining to the
3 Ramsey Club on the instructions of either
4 Albert or Louis Iannuzzelli?

5 A. That is correct.

6 THE COMMISSIONER: Is that all, Mr.
7 Wilson?

8 MR. WILSON: That is all from this
9 witness, yes.

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15 EXAMINED BY MR. ROSE:

16 Q. This letter of July the 6th,
17 1959, to the Unemployment Insurance Commission,
18 was a request for an Unemployment Insurance
19 Commission licence for the premises of the
20 Ramsey Club?

21 A. Yes.

22 Q. For the purpose of possibly
23 obtaining for Ralph Agretti, unemployment
24 insurance payments?

25 A. That is right.

26 Q. And he was the secretary-
27 treasurer at that time?

28 A. According to that letter, he
29 was, yes.

30 Q. And he is the person, you say,



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1 concerned with in this letter?

2 A/ Although at that time Albert
3 Iannuzzelli came in previous to this and
4 an application was filed and they requested
5 additional information.

6 Q. Yes. Well, he gave evidence
7 concerning Ralph Agretti. He spoke, too,
8 about this matter.

9 A. Yes.

10 Q. So in your letter of August
11 24th, when you wrote to Mr. Fleming, re the
12 Ramsey Club, that is where you were sending
13 copies of the letter concerning Ralph Agretti?

14 A. Yes.

15 Q. In connection with the Ramsey
16 Club?

17 A. Yes.

18 Q. Mr. Fleming acted for Ralph
19 Agretti, did he not?

20 A. I can't answer that.

21 Q. And the letter of November,
22 1958, to Louis Iannuzzello, it is a letter
23 received from the Department of National Revenue,
24 Taxation Division, you say his lawyer can
25 supply the information requested?

26 A. That could be a copy of
27 the charter and minutes or by-laws.

28 Q. You received no reply to
29 the letter you sent to Louis Iannuzzelli?

30 A. No, not to my knowledge.



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1 Q. You don't know who he turned
2 it over to, or what he did with it?

3 A. I have no idea.

4 Q. Why would you not write to
5 Ralph Agretti? Did you have his address?

6 A. I know his address is on
7 Centre Street. I imagine if I was writing to
8 Mr. Louis Iannuzzelli, he was probably in the
9 office asking me to look after the matter.

10 MR. ROSE: All right, thank you.

11 THE COMMISSIONER: We better have
12 them filed as exhibits.

13 MR. WILSON: Yes. I think I read
14 them into the record, however, to make sure.

15 ---EXHIBIT NO. 270: Three letters written re
16 Ramsey Club from J.E.Howe.

17 MR. WILSON: That is all.

18
19 ---The witness retired.

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23 MR. WILSON: I will call Mr. Hochvert.
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GEORGE HOCHVERT, sworn

EXAMINED BY MR. WILSON:

Q. Now, where do you reside?

A. Buffalo, New York.

Q. How old are you?

A. Fifty-three.

Q. What is your occupation?

A. I am unemployed at the present time.

Q. And formerly you were engaged where?

A. At Bethlehem Steel.

MR. WILSON: There is some question, Mr. Commissioner -- this witness is not represented by counsel and I don't know whether he understands our laws. And further, there is some question, as we proceed, as to whether he feels like talking in open court, so we will just have to see what occurs as we go along.

THE COMMISSIONER: All right.

MR. WILSON: Q. Now, you used to attend the gambling establishment in Bertie Township known as Merchant Navy -- Canadian Merchant Navy Veterans Association or Club?

A. At one time.

Q. And did you go there quite regularly?

A. Yes.



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1 Q. And do you remember about
2 what period of time that would be?

3 A. No, I don't remember that.

4 Q. Well, would it be prior, say,
5 to 1957?

6 A. I believe so.

7 Q. Well, at all times, when you
8 were first there, it was known as the Merchant
9 Navy?

10 A. I don't know for sure whether
11 it had that name or not. I think it had
12 another name at that time.

13 Q. Earlier than that?

14 A. Yes, I believe so.

15 Q. The Lorelei?

16 A. That was the club, Lorelei,
17 at the racetrack.

18 Q. It changed its location. Did
19 you go to the old Lorelei?

20 A. Yes.

21 Q. After it changed its location
22 because the racing association bought the
23 property, you then went to the new premises?

24 A. Yes.

25 Q. At Thompson Road, I think it
26 was?

27 A. Yes, Thompson Road.

28 Q. Thompson Road, after the
29 changeover from the racetrack location. Who
30 were the people who were operating the club?



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1 A. Felix Borelli and Ben Niccolletti,
2 I believe.

3 Q. I think I heard Felix Borelli
4 but I didn't get the other one?

5 A. Ben Niccolletti.

6 Q. Ben Niccolletti. And he was
7 known to you, was he?

8 A. I believe so, yes.

9 Q. Well, I mean, do you know ---

10 A. I know who he is, yes.

11 Q. Did you know where he was
12 from at that time?

13 A. Yes, the Falls, New York.

14 Q. You know where Felix Borelli
15 was from?

16 A. No, I didn't know where he
17 was from.

18 Q. You didn't know where he was
19 from. And then, how long did Niccolletti stay
20 in that operation?

21 A. I don't know exactly how long.

22 Q. Well, did there come a time
23 when he left to go elsewhere?

24 A. I believe so.

25 Q. To your knowledge?

26 A. As far as I knew, yes.

27 Q. Did you go to some other club
28 in the area?

29 A. In New York State.

30 Q. What about Niagara Falls, Ontario?



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A. Yes.

Q. I mean later, you did go to some club?

A. Yes.

Q. Where he was concerned with the operation?

A. Yes.

Q. And was that the Ramsey Club?

A. I believe it is called that.

Q. On Victoria Avenue?

A. I believe it is called that.

Q. And when he moved over to the Ramsey Club on Victoria Avenue, who else appeared to be associated there?

A. I believe his son-in-law was there with him. Dominic.

Q. Dominic Mantele?

A. I think that is the name.

Q. Now, what type of operation -- Before we come to that. Then after the Ramsey Club moved over to Stanley Avenue from Victoria, did you attend there, too?

A. I don't know about that. Stanley Avenue? I am not sure about that.

Q. I don't wish to confuse you. The address was changed from Victoria to Stanley.

A. I don't remember the Stanley Avenue address.

Q. Well, did the Ramsey Club



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1 change its location?

2 A. I believe it did, yes.

3 Q. Well, do you remember where
4 you went to after the change?

5 A. Up over a tinsmith shop.

6 Q. Over a tinsmith shop. I
7 take it, you are not familiar with what the
8 street might be?

9 A. No.

10 Q. Where was the first one
11 located? Over what? Or do you remember?

12 A. No, I don't remember that,
13 either.

14 Q. Now, what was the game that
15 was being carried on at Bertie Township?

16 A. It was a dice game.

17 Q. A bank game?

18 A. It was a house game.

19 Q. What do you mean by "house
20 game"?

21 A. The house covered all bets.

22 Q. And then in Niagara Falls,
23 Ontario, what type of game was it?

24 A. The same kind.

25 Q. The same, house game?

26 A. Yes.

27 Q. After Ben Niccolietti moved
28 from Bertie Township over to Niagara Falls,
29 who carried on at the Bertie Township operation?

30 A. I believe Felix Morelli did.



CHAPTER 1

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Q. Well, again you believe. You were there after?

A. No, I didn't go there.

Q.ardon?

A. I didn't go there after that.

Q. You didn't go there after Niccolletti left?

A. No.

Q. How would you know that Niccolletti wasn't there if you didn't go after he left?

A. He was at the other place.

Q. Oh, you would see him at the other place? So that anything as to what you know about the change of name in the Bertie Township operation ---

A. No ---

Q. Anything you can tell us about Bertie after Niccolletti left there, would be based on what somebody else had told you?

A. That is right.

Q. Now, were you ever at the premises of either this Bertie Township operation or the Ramsey operation in Niagara Falls, when warnings of raids were given?

A. Yes.

Q. Was it ---

THE COMMISSIONER: Just a moment.
Yes?

9/3



Q. Now, would you please state the date of the first interview?

A. The first interview was on January 1, 1964.

Q. Now, would you please state the date of the second interview?

A. The second interview was on January 2, 1964.

Q. Now, would you please state the date of the third interview?

A. The third interview was on January 3, 1964.

Q. Now, would you please state the date of the fourth interview?

A. The fourth interview was on January 4, 1964.

Q. Now, would you please state the date of the fifth interview?

A. The fifth interview was on January 5, 1964.

Q. Now, would you please state the date of the sixth interview?

A. The sixth interview was on January 6, 1964.

Q. Now, would you please state the date of the seventh interview?

A. The seventh interview was on January 7, 1964.

Q. Now, would you please state the date of the eighth interview?

A. The eighth interview was on January 8, 1964.

Q. Now, would you please state the date of the ninth interview?

A. The ninth interview was on January 9, 1964.

Q. Now, would you please state the date of the tenth interview?

A. The tenth interview was on January 10, 1964.

Q. Now, would you please state the date of the eleventh interview?

A. The eleventh interview was on January 11, 1964.

Q. Now, would you please state the date of the twelfth interview?

A. The twelfth interview was on January 12, 1964.

Q. Now, would you please state the date of the thirteenth interview?

A. The thirteenth interview was on January 13, 1964.

Q. Now, would you please state the date of the fourteenth interview?

A. The fourteenth interview was on January 14, 1964.

Q. Now, would you please state the date of the fifteenth interview?

A. The fifteenth interview was on January 15, 1964.



1 MR. WILSON: Q. I will deal first
2 with the Bertie Township operation. How would
3 the warning be given?

4 A. Well, the man on the door
5 would sound the buzzer to let them know that
6 somebody was coming up.

7 Q. And then what would happen?

8 A. Well then, they would clear
9 off the table and put everything away. They
10 put balls on the table and cue sticks.

11 THE COMMISSIONER: Q. What is that?

12 A. Put billiard and cue sticks
13 on the table.

14 MR. WILSON: Q. Did that happen on
15 more than one occasion when you were at the
16 Bertie Township?

17 A. It happened two or three
18 times.

19 Q. It happened two or three
20 times. About how long after the signal would
21 the police arrive?

22 A. Oh, a short time later.

23 Q. A short time later. Now, in
24 connection with the Ramsey Club in Niagara
25 Falls, Ontario, when you were there, were
26 there any ---

27 THE COMMISSIONER: Just a moment.

28 Q. You say: "a short time later".
29 What do you mean? A matter of minutes or a
30 matter of hours?



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1 A. About ten or fifteen minutes.

2 MR. WILSON: Q. Now, at the Ramsey
3 Club ---

4 THE COMMISSIONER: Q. What I can't
5 see is that the man on the door wouldn't ring
6 the buzzer because the police were right there.

7 A. No.

8 Q. They would be some place on
9 their way?

10 A. That is right.

11 Q. Ten or fifteen minutes would
12 elapse before they arrived?

13 A. That is right.

14 Q. And during that ten or fifteen
15 minutes ---

16 A. Everything would be cleared
17 away.

18 Q. All right. How often did that
19 happen?

20 A. Two or threetimes.

21 THE COMMISSIONER: All right.

22 MR. WILSON: Q. At the Ramsey
23 Club, did you have a similar experience there?

24 A. The same procedure.

25 Q. At both locations in Niagara
26 Falls, Ontario?

27 A. Yes.

28 Q. And there again, what would
29 be the time element?

30 A. About ten or fifteen minutes.



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1 Q. About ten or fifteen minutes.
2 About how many times in the two locations in
3 Niagara Falls were you present when this
4 occurred?

5 A. About two times.

6 Q. About two times. And would
7 those in charge of the game tell you what to
8 do?

9 A. Yes.

10 THE COMMISSIONER: Q. Who were those
11 who told you what to do?

12 A. Ben Niccolletti and Felix
13 Borelli.

14 MR. WILSON: Q. Did you ever pay a
15 membership?

16 A. No.

17 Q. At any of these clubs?

18 A. No.

19 Q. Did you ever know anyone that
20 ever did?

21 A. No.

22 THE COMMISSIONER: Q. You live in
23 Buffalo?

24 A. Yes, sir.

25 Q. And have you always lived in
26 Buffalo?

27 A. Since 1932.

28 Q. Were you ever arrested as a
29 found-in at any of these places in the Bertie
30 Township?



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A. No, sir.

Q. Or the Ramsey?

A. No, sir.

Q. How did it come about that you got here today?

A. Mr. Anderson spoke to me and asked me to testify.

Q. How did he know that you knew these clubs?

A. I was stopped while I was driving for the Club Lorelei one night and they asked me where I was going, and I told them. They stopped me then and got my name and address. Mr. Anderson came over to the house and spoke to me.

Q. I see. Have you any police record, yourself?

A. Yes, I have.

Q. What is your record?

A. I was arrested in 1958 on a false charge.

Q. Tell me about the convictions that are against you.

A. Well, I was convicted in 1929 for burglary and larceny and that was a false charge.

MR. ROSE: I am sorry.

THE COMMISSIONER: He was convicted for burglary.

Q. And what else?



1 A. And a larceny charge, at Ozark,
2 Missouri. I didn't have any counsel or
3 anything and I had \$84 on me at the time, and
4 the fellow ---

5 Q. Did you plead guilty?

6 A. No, I did not. But they
7 convicted me anyway because I had \$84 on me
8 and the fellow who claimed he had been robbed,
9 claimed he lost \$77.

10 Q. That was in 1939. What
11 other convictions and where?

12 A. Buffalo, New York, in 1938.
13 I was arrested on a false charge of burglary
14 there.

15 Q. And convicted?

16 A. No. Discharged.

17 Q. Yes?

18 A. And in 1960 I was arrested
19 for having burglars' tools, they claimed. I
20 had a tire iron.

21 Q. Convicted?

22 A. Convicted and suspended.

23 Q. Yes?

24 A. That is all.

25 Q. You are not employed now.
26 How long have you been unemployed?

27 A. I just got out of the hospital
28 on September 4th.

29 Q. How long were you in the
30 hospital?



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1 A. From July 25th to September
2 4th, Veterans Hospital, Buffalo.

3 Q. And prior to July?

4 A. From July 15th.

5 Q. Prior to the time you went into
6 the hospital on July 25th?

7 A. I was employed at the time,
8 self-employed.

9 Q. Self-employed?

10 A. Selling novelties, balloons,
11 at carnivals, parades, and things like that.

12 Q. How long had you been doing
13 that?

14 A. Since May, 1961.

15 Q. And prior to that?

16 A. Jewel Tea Company before that.

17 Q. As what?

18 A. As a driver-salesman for them.

19 Q. Where is their place of
20 business?

21 A. Sheridan Drive, Buffalo, and
22 their headquarters, Barrington, Illinois.

23 Q. What were you doing?

24 A. Driver-salesman. They have
25 a fleet of trucks and they go from house to
26 house.

27 Q. How long had you been employed
28 by that outfit?

29 A. About seven months.

30 Q. And prior to that?



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A. Bethlehem Steel.

Q. What did you do there?

A. Coil marker.

Q. Coil marker. How long were you with Bethlehem Steel?

A. About six years.

Q. Are you married or single?

A. Married.

Q. Living with your wife?

A. Yes, sir.

Q. When did you leave Buffalo to come here?

A. This morning.

Q. How did you get here?

A. Mr. Anderson.

Q. It is unusual for someone from the United States to come over here voluntarily. I wish there were more. What induced you to do it?

A. I promised Mr. Anderson I would.

Q. When did you do that?

A. Oh, quite a while back I decided to do this, for quite a few months now and I finally decided to do it today.

THE COMMISSIONER: Mr. Rose?

MR. ROSE: I have a few questions, Mr. Commissioner. I see it is now five minutes after one.

THE COMMISSIONER: How long will it



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1 take?

2 MR. ROSS: About ten or fifteen
3 minutes.

4 THE COMMISSIONER: Two-fifteen.

5 ---Whereupon at 1:05 p.m. further proceedings
6 were then adjourned until 2:15 p.m.

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AA/30H/1

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---On resuming at 2.22 p.m.

2

---The witness resumed the stand.

3

4

THE COMMISSIONER: Mr. Rose?

5

CROSS-EXAMINATION BY MR. ROSE:

6

7

Q. Mr. Hochvert, I understand that

8

you told the Commissioner this morning that

9

in 1929 you were charged and convicted of

10

burglary and larceny?

11

A. That's right.

12

Q. And do I take it that you said

13

that that charge was untrue -- that it was

14

false?

15

A. That's true.

16

Q. And that you were unjustly con-

17

victed on that charge?

18

A. Right.

19

Q. That is correct?

20

A. That's right.

21

Q. Then in 1958, you say you were

22

arrested for burglary?

23

A. That's true.

24

Q. But that that also was a false

25

charge also?

26

A. That was.

27

Q. That was false?

28

A. That charge was.

29

Q. It was a false charge, the same as

30

the one in 1929?



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1 A. That's right.

2 THE COMMISSIONER: You were acquitted?

3 A. Yes.

4 MR. ROSE: Q. And in 1960 you were
5 arrested, and once again it was on a charge of
6 burglary -- possession of burglar's tools?

7 A. That's right.

8 Q. You were convicted?

9 A. That's right.

10 Q. Was that a false charge also?

11 A. It was, because I got through work
12 at 11.00 o'clock on March the 5th ---

13 Q. I don't want to go into it really.

14 THE COMMISSIONER: Well, give him a
15 chance to answer.

16 A. I got through work. I had a false
17 arrest case going at the time.

18 MR. ROSE: Q. A what?

19 A. I had a false arrest case going at
20 the time.

21 Q. Were you suing somebody?

22 A. I was suing the two officers that
23 arrested me in 1958.

24 Q. That's burglary?

25 A. That's right, and I got through work,
26 that's at Bethlehem Steel, on March 5th at
27 11.00 p.m. I went to the Lafayette Theatre
28 for a late show, and I was going home that night,
29 and got as far as Hinman Avenue and Military
30 Road and there was a large snowbank on the right



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18 MR. ROSE:
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1 and I saw this tire iron sticking out of the snow-
2 bank. I got out to pick it up, and when I did
3 two officers ran across the street and grabbed
4 me. They took me to Thor Power Tool Company
5 and went through the back door, and they told
6 me the back door had been jimmied, and the
7 window broken, and that someone had gotten
8 in there and they charged me with burglary
9 and possession of burglary tools. They
10 dropped the burglary charge and the charge
11 was of burglary tools, because I had a tire
12 iron in my hand when they took me to the
13 Thor Power Tool Company, and one officer told
14 me to put the iron arm on the desk, and I
15 started to put it on the desk, and the other
16 officer hit me and broke my jaw. They put
17 me in the hospital for eight days before
18 they took me to Court, because they didn't
19 want anybody to see what was wrong. They
20 also told the newspapers that I had tried to
21 hit one of the officers with the tire arm
22 and that's why he hit me.

23 Q. And I presume -- I presume that
24 you gave this story in court too, didn't you?

25 A. Yes.

26 Q. But you were convicted nonetheless?

27 A. I was convicted and given a
28 suspended sentence, and in this other case
29 the officers must have been waiting to see if
30 some one was going to pick up this tire arm.

[illegible]



1 THE COMMISSIONER: I don't want to hear
2 about that. I'm not trying the case.

3 MR. ROSE: Q. But you were arrested by
4 the officers?

5 A. That's right, that's perhaps my
6 false arrest case.

7 Q. You say that you left Buffalo this
8 morning, was it?

9 A. Yes, sir.

10 Q. And came over here?

11 A. Yes, sir.

12 Q. Who did you come over with?

13 A. Mr. Anderson.

14 Q. He picked you up in Buffalo?

15 A. Yes.

16 Q. When was it that you intimated to
17 Mr. Anderson that you would be coming over here
18 to give evidence?

19 A. Well, I have been speaking with
20 him since 1956, I believe.

21 Q. I see. And you met him in 1956?

22 A. Yes.

23 Q. Did I understand you correctly to
24 say that you met him either going to or coming
25 from the night club?

26 A. Coming across the border, I was
27 stopped at the border.

28 Q. Going which way?

29 A. Going to Canada. Then they asked
30 me where I was going. I told them I was going



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1 to the Club Lorelei. They stopped me, and then
2 Anderson spoke to me at that time.

3 Q. What about?

4 A. Well, he asked me where I was going.
5 I told him, and he asked if I would be willing
6 to give evidence, and I told him, "Yes".

7 Q. About what?

8 A. About the game.

9 Q. Where?

10 A. At the Club Lorelei.

11 Q. The Lorelei?

12 A. The Lorelei.

13 Q. He asked you at that time?

14 A. Yes, sir.

15 Q. And you said that you would be
16 prepared to give evidence at any time?

17 A. Yes.

18 Q. Did you go to the Club Lorelei
19 after that occasion?

20 A. No, they wouldn't let me in.

21 Q. Did you go to any other club
22 after that occasion?

23 A. Yes.

24 Q. Which one?

25 A. The Ramsay Club and the Merchants --
26 the Sea Merchants -- the Merchant Marine or
27 something like that ---

28 Q. Is that the Merchant Navy Club?

29 A. Yes.

30 Q. What premises were the Ramsay Club

[illegible]



1 In when you went?

2 A. I believe on Thompson Road.

3 Q. And what city or township?

4 A. That I don't know. I don't know
5 enough about Canada.

6 Q. Was it near Fort Erie?

7 A. Yes, near Fort Erie.

8 Q. What about the Merchant Navy Club,
9 where is that?

10 A. That's in Niagara Falls.

11 Q. I see, so this matter between you
12 and Sergeant Anderson had been going on over
13 a six year period?

14 A. That's right.

15 Q. And on how many occasions did you
16 discuss this with Sergeant Anderson?

17 A. I don't know exactly how ---

18 Q. Half a dozen, approximately?

19 A. At least that much.

20 Q. When was it that you heard from
21 Sergeant Anderson, within the last few weeks,
22 about coming here to give evidence?

23 A. He called last Saturday, I believe
24 it was, and I wasn't home and my wife took the
25 message, and I called him back, but -- no --
26 he called me again and spoke to me, and I told
27 him I was ready. He said he would be in
28 to-day to pick me up.

29 Q. And I gather that's the reason
30 you are giving this evidence, that you wish to



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1 help the Commissioner in this investigation, like
2 a good citizen of the United States, is that
3 correct?

4 A. That's right.

5 Q. Now, you say that Felix Borelli
6 and Ben Nicoletti ran the club -- the one on
7 Thompson Road?

8 A. That's right.

9 Q. That's the Ramsay Club?

10 A. I believe so.

11 Q. Well, do you know or don't you know?

12 A. Yes, that's the Ramsay Club.

13 I say I believe so, because that's what it
14 was called.

15 Q. And what do you mean by the word
16 "operated"?

17 A. Well, they were the ones that
18 were running the game.

19 Q. Did you see them at the tables
20 working on them?

21 A. Yes.

22 Q. On how many occasions?

23 A. Several times.

24 Q. I see. And how many other people
25 were working on the table with them?

26 A. Oh, there were about two, four --
27 about six different people there.

28 Q. Well, once didn't you say that
29 Mr. Nicoletti operated the game? Who were
30 the other four?



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1 A. Because he seemed to have charge
2 of it.

3 Q. How did he seem to ---

4 A. Well, I was there early sometimes
5 and they brought in the new money, and they
6 picked up the old money when you came in,
7 and they gave you new money for it, and I
8 saw them waxing the money as it was brought
9 in so that it would be easier to deal.

10 Q. That's the reason you say that
11 they operated it?

12 A. Yes.

13 Q. You -- do you know Borelli well?

14 A. I have seen him several times, yes.

15 Q. When was the last time you saw
16 him?

17 A. Quite a while back now.

18 Q. How long ago?

19 A. Oh, it must be about five or six
20 years now.

21 Q. How old a man would he be at that
22 time?

23 A. He was in his 40's.

24 Q. What did he look like?

25 A. He wears glasses.

26 Q. Five years ago he wore glasses?

27 A. I believe he did, yes.

28 Q. And how tall?

29 A. Oh, he is a little taller than you.

30 Q. And you haven't seen him for four



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1 or five years?

2 A. Not lately, no.

3 Q. Now, when you went to the Ramsay
4 Club -- that's the one on Thompson Road we're
5 talking about and Victoria Street in Niagara
6 Falls ---

7 A. I don't remember what the name
8 of that was, it was over a tin shop -- a
9 tinsmith.

10 Q. What city?

11 A. Niagara Falls, Ontario.

12 Q. What street?

13 A. I don't remember the street. I know
14 the place when I see it.

15 Q. What colour dice did they use
16 there?

17 A. Red.

18 Q. You say that Nicoletti and Dominic
19 Mantel ran that?

20 A. Yes.

21 Q. How do you know that?

22 A. Because I saw them.

23 Q. You saw them -- how were they
24 running it?

25 A. They were the ones that had the
26 money.

27 Q. Is that why you say they were
28 running it?

29 A. Yes.

30 Q. I see, they were in charge of the

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1 money, and that's the only reason that you say
2 that they were running it?

3 A. Well, anything that happened, like,
4 they got the notice that there was going to be
5 a raid -- they were the ones that told us
6 about it.

7 Q. And that was the buzzer that was sounded?

8 A. That's right.

9 Q. They told you what to do when the
10 buzzer sounded?

11 A. And it wasn't long after that
12 that the police came, about ten or fifteen
13 minutes.

14 Q. What did they tell you to do after
15 the buzzer sounded?

16 A. Well, we played cards, and sat
17 around the table and played cards.

18 Q. Who was sounding this buzzer?

19 A. The man at the door.

20 Q. What was his name?

21 A. I don't know.

22 Q. What did he look like?

23 A. Well, I can't exactly describe
24 him now. They had several different ones --
25 on Thompson Road -- there was also a dog
26 there.

27 Q. I don't think that the dog pushed
28 the buzzer?

29 A. No, hardly.

30 Q. Can you describe any of the men



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1 then?

2 A. No, I can't exactly describe them.

3 Q. Well, in the Merchant Navy Club,
4 where was that located?

5 A. That was only - I don't remember
6 the name of the street, but it was in the
7 Falls.

8 Q. It was in the Falls?

9 A. It was in the Falls, Ontario.

10 Q. Was it in a store, or above a
11 store, or what?

12 A. Above a tinmith's shop.

13 Q. That is the Merchant Navy Club, and
14 was there a doorman there?

15 A. There was a man downstairs.

16 Q. Where?

17 A. At the foot of the stairs.

18 Q. Standing up?

19 A. He was outside, and then there
20 was another one inside.

21 Q. Just a minute. One was at the
22 foot of the stairs and he was outside?

23 A. There was one outside, and one
24 inside.

25 Q. Where was the one inside?

26 A. Right inside the door. He didn't
27 open the door until the man outside gave the
28 signal.

29 Q. What kind of signal?

30 A. Some kind of a bellsignal.



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Q. A buzzer?

A. The same buzzer, yes.

Q. And again, the man inside let you in, or opened the door -- what was his name?

A. I don't know.

Q. What did he look like?

A. I can't describe him now.

Q. What about the man outside -- what was his name?

A. I don't know that either.

Q. What did he look like?

A. I can't describe him now.

Q. Well, where was this buzzer sounded from that gave warning of any raid?

A. Well, there was a buzzer -- that man inside rang when there was a raid.

Q. That was separate from the one outside, that the man had outside?

A. No, if there was going to be a raid the fellow outside usually told him.

Q. Because he would see the police?

A. No.

Q. How did the man outside know ---

A. Somebody must have told him. Somebody must have come up to the man outside and signalled him, I don't know exactly how it worked.

Q. But the man outside communicated with the man inside?

A. That's the way I understand it.



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1

Q. Who told you about it?

2

A. One of the fellows at the place.

3

Q. One of which fellows?

4

A. One of the players there at the

5

game.

6

Q. What was his name?

7

A. I don't know.

8

Q. What did he look like?

9

A. Kind of tall, and kind of a moustache.

10

Q. Where was he from?

11

A. Buffalo.

12

Q. So your information about that

13

buzzer came from another player?

14

A. That's right.

15

Q. Not from one of the operators?

16

A. No, except after the buzzer sounded,

17

that was when the operator told us what to do.

18

Q. Where was the buzzer sounded

19

in the Merchant Navy?

20

A. Upstairs.

21

Q. Where was the bell located?

22

A. I don't know that.

23

Q. You could hear the bell?

24

A. Yes.

25

Q. You could hear it at the back?

26

A. Yes, you could also see a

27

certain light go on, kind of like -- a red

28

light.

29

Q. Where was it located?

30

A. Over the table.



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1 Q. Where was the bell located?

2 A. I don't know.

3 Q. But you would hear it?

4 A. Yes.

5 Q. No idea where it was located?

6 A. No.

7 Q. No idea at all?

8 A. No.

9 Q. And when you were at the Merchant
10 Navy -- you would say that the police came
11 ten or fifteen minutes later?

12 A. That's right.

13 Q. You were there on three occasions
14 when they came in?

15 A. That's right.

16 Q. What police force was that?

17 A. I don't know.

18 Q. You don't know -- how many officers
19 were there?

20 A. Well, there was three of them at
21 one time, and there was four another time.

22 Q. No idea what police force it was?

23 A. No.

24 Q. You don't know who they were?

25 A. No.

26 Q. Were you interviewed by them?

27 A. At the time, yes, they asked my
28 name and address there, and where I was from
29 and things like that, and where I worked.

30 Q. Were you ever taken into custody?



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A. No.

Q. You don't know what police force
it was?

A. No.

Q. Did you ever know, or ---

A. No.

Q. --- or did you just forget?

A. No.

Q. And were they uniformed or plain
clothed?

A. Some were plain clothed and some
were in uniform.

Q. Was one of them ever Mr. Anderson?

A. No, I never saw him in there.

Q. What were you in the Vets Hospital
for on July 25th to September 4th?

A. I had an auto accident and wrecked
my car.

Q. And you were injured, I presume?

A. I was.

Q. You were injured at that time?

A. Yes.

MR. ROSE: All right, thank you.

Q. Oh, incidentally, what did you use
at the Merchant Navy Club? Did you use chips
or money there when you were playing?

A. We used money.

Q. I see. What about the Ramsay Club?

A. The same thing.

Q. Always money and no chips?



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A. Always money.

MR. ROSE: All right.

THE COMMISSIONER: Why were you in the habit of coming across to Canada for gambling?

A. Well, they told nowhere the place was, so I came over there and played.

Q. There were no gambling places in Buffalo?

A. They had been closed down.

Q. How long ago?

A. Oh, quite a while now.

Q. There was no place where you could satisfy your urges?

A. Not that I know of. I didn't know of any.

Q. But you knew of these because you had been told about them?

A. Yes.

Q. All right.

---The witness withdrew.



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1 MR. WILSON: Mr. Commissioner, that is all
2 the witnesses I have at the moment.

3 THE COMMISSIONER: Yes, we were having a
4 conference this morning and we were interrupted
5 to get those police officers from across the
6 line away. We will rise.

7
8 ---A short recess.

9
10
11
12 (Page 11415 follows)



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JOHN YARWOOD, recalled

EXAMINED BY MR. WILSON:

Q. I understand that you have prepared a statement, covering the social clubs which were incorporated, or which sought and obtained incorporation, or to which you refused to grant incorporation, or to which you granted supplementary letters patent, or refused supplementary letters patent; and those that were cancelled during, purely, your regime as Provincial Secretary?

A. Yes, I have.

Q. And just so we will know exactly the starting date, I think I am right in saying that you were appointed Provincial Secretary on the 26th of May, 1960?

A. I was.

Q. And the statement that you to you have precedes, and is up, and including the 13th of September, 1962?

THE COMMISSIONER: Have you a copy?

THE WITNESS: Yes, Mr. Commissioner.

The document I am passing you is the table, which is in the brief, and of which we have had a photostatic copy; and you will see that there are figures in red, on the copy which you have before you, and those figures in red are the statistics, being opposite



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1 the year 1960.

2 I have extra copies here for counsel.

3 The figure opposite the year of 1960,
4 is from the period of 26th May, 1960 to the
5 12th December, 1961.

6 The 1961 figures is from the 12th -
7 at least, from the 1st of January, 1961 to the
8 12th of December of 1961.

9 And then, we have a third column
10 from the 12th of December, 1961 to the 13th
11 of September, and then a total column.

12 THE COMMISSIONER: And it is ---

13 A. And it is exactly the same
14 categories, extended by figures.

15 I have also, Mr. Commissioner - I
16 have those figures; I have the names of the
17 corporations.

18 Q. Well, just a moment. Take
19 that first category, "Applications Referred to
20 Police and Granted where reports Completely
21 Favourable"?

22 A. There were 92 in the year 1960;
23 144 in 1961; 76 to the 17th of September, 1962,
24 making the total of 312 such incorporations
25 issued by me.

26 Q. Well, so far as this inquiry
27 is concerned, nothing turns on that.

28 These were cases where the reports
29 were completely favourable, and in the exercise
30 of your discretion you either granted the



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1 letters patent or supplementary letters patent
2 as the case may be?

3 A. Yes. The significance of
4 that, Mr. Commissioner, is that of those 312,
5 in respect of which I exercised my discretion
6 to grant, there has never been a complaint,
7 a single complaint from anybody since the
8 date of their incorporation; and the pertinence
9 is in the overall picture.

10 Q. Very well. The next is
11 "Applications Not Referred to the Police in
12 the Regular Course, but Nevertheless Granted".
13 And there have been none, during your tenure
14 of office?

15 A. That is correct, sir.

16 Q. And the next is, "Applications
17 Referred to Police and Granted, Where Reports
18 were Other than Completely Favourable"?

19 A. There has been one during
20 your tenure in office?

21 A. No. There were ten altogether.

22 Q. In your tenure of office?

23 A. Yes. There were four in
24 1960; five in 1961 ---

25 Q. Oh, yes.

26 A. And particulars of those are
27 set out in detail in Appendix H, which we
28 went over the last time I was here.

29 Q. Yes.

30 A. And then there is an additional



1 one since the brief was prepared, and that
2 is the University Club of Windsor, which I
3 have categorized in that category, making a
4 total of 10.

5 Q. Was there an adverse report
6 with respect to the University Club of Windsor?

7 A. There is a report, which by
8 the categorization in the speech, the allegations
9 would have given -- would have perhaps given,
10 then that category. That file is here;
11 it is on one of the lists that Mr. Wilson
12 will be referring to later; and I have had
13 details of that, in addition to the details
14 which I already have on the other nine.

15 Q. All right.

16 A. Now, I wish to bring to your
17 attention, Mr. Commissioner, that in three
18 ten there has not been since incorporation
19 any complaint from the police or anyone else
20 in respect to even one of those incorporations.

21 Q. I see.

22 A. And then the other figure
23 is nil; that is, there were no other -- no
24 other categories, making a total of 322
25 incorporations which were issued in the two
26 and one-third years preceding the 13th of
27 September, 1962.

28 And I again urge, and I emphasize
29 that there has never been a single complaint
30 in respect of any of them.





1 Q. All right, we have that now.

2 A. Then we have table No.3-B.

3 We have a total of 26, which were refused;
4 22 because of reports other than completely
5 favourable by the police or other government
6 departments, and because they were not in
7 accordance with the departmental policy as
8 it existed from time to time, making a total
9 of 26.

10 And then follow such cancellations
11 which were made by me; 8 in 1960, 13 in 1961,
12 and then 8 in the period from the 12th of
13 December, 1961 to the date, making a total
14 of 29, provincewide; 27 of which were in
15 Metro. And I bring to your attention -
16 from the list six pending - I bring to your
17 attention that the 27, the figure of 27
18 cancellations in the two-year period is almost
19 equal to the total cancellations which took
20 place in the ten years preceding that. And
21 as you will see by the list prepared, a figure
22 of 29 cancellations - in the cancellations,
23 every complaint that was initiated by the
24 police, in which the proceedings were completed,
25 in which cancellation followed; and I have
26 the lists by name here ---

27 Q. That is starting with the
28 period when you became Provincial Secretary?

29 A. Yes.

30 Q. I think I understand. There



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1 is one matter the significance of which does
2 not immediately strike me, and that is the
3 total for the "Number of Cancellations" and
4 then in brackets "(Metro Toronto)" by Mackey's
5 list, as shown in brackets. What is that?

6 A. When you will be turning
7 to Appendix J in John, the large appendix ---

8 Q. Yes.

9 A. Appendix J, you will see
10 that that is a list of the cancellations,
11 year by year, of all the clubs.

12 Q. Yes.

13 A. Now, the figure, the figure
14 of four, for example, for the year 1950, would
15 be - if you will turn to page 1 of Appendix J,
16 you will see that there are four clubs listed.

17 Q. Page 1 of Appendix J?

18 A. J. It follows the index.

19 Q. There is more than one page
20 in it.

21 A. For the year 1950, Mr. Commissioner
22 you will see that there are 1, 2, 3, 4 that
23 took place in the year 1950.

24 Q. Yes.

25 A. And that there were two in
26 1951, and so on.

27 Q. Yes.

28 A. So, we have a breakdown by
29 years; that is all the provinces. And then
30 we took Chief Mackey's list, which is Appendix K,



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1 in which he lists - he refers to clubs; so
2 that of the four that were cancelled in the
3 year 1950, all four were Metro cancellations.
4 And if you look on the extreme right of page 1
5 you will see the reference, cross-reference
6 there, to Mackey's list. No. 69, No. 139
7 and No. 9. They are all shown on his list.

8 Q. Yes, I see that. But where
9 do you find Mackey's list?

10 A. That is Appendix K. That
11 is Chief Mackey's list.

12 Q. Yes.

13 A. So that the total gives you
14 two figures, sir. It gives you that there
15 were a total of 75 clubs cancelled province-
16 wide during the years 1950 to 1961; and 50
17 of those took place in Metro Toronto.

18 Q. So that the figures in brackets,
19 all across that line, refer to Metro Toronto
20 clubs?

21 A. That is right. So that
22 you have two sets of figures, one for the
23 province-wide, which include the ones which
24 are Metro; the province-wide figures are an
25 all-inclusive figure.

26 Q. Those brackets are for Metro?

27 A. That is right; and the figures
28 in red, for my term of office. So that in
29 1950 there were eight cancellations province-
30 wide, all of them Metro cancellations. In 1961,



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1891

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1 there were 13 cancellations, all of them Metro
2 cancellations; and then since that time -
3 since the 12th of December, there has been
4 eight cancellations, six of which have been
5 in Metro and two outside of Metro, making a
6 total of 29 cancellations during my term of
7 office, 27 of which were Metro cancellations.

8 Q. I understand.

9 A. And there are presently ---

10 Q. So on this sheet, everything
11 in red pencil relates only to applications
12 granted or charters cancelled during your
13 term of office?

14 A. Yes. The relevant figures
15 which we have used in the appendices during
16 my term of office.

17 Q. Thank you.

18 A. In order that that may be
19 followed, I have a total.

20 Q. Well, Mr. Wilson. This,
21 without the red pencil writing, is taken from
22 what exhibit?

23 A. It is page 97 of the brief
24 draft.

25 Q. Page 97, which is ---

26 A. Page 97, and it is a photostatic
27 copy of page 97; with the additional figures
28 superimposed.

29 Q. I have it, thank you. We
30 had better mark this exhibit 271, and I will



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1 identify that as page 97, of Exhibit 253, with
2 red notations referring to Mr. Yaremko's term
3 of office.

4 Mr. Registrar, have you the original?
5 Or is the one that you have to mark?

6 THE REGISTRAR: I have it, sir.

7 THE COMMISSIONER: Mr. Estey, have
8 you a copy of this?

9 MR. ESTEY: Yes, thank you, Mr.
10 Commissioner.

11 THE COMMISSIONER: All right.

12
13 ---EXHIBIT NO. 271: Page 97 of Exhibit 253,
14 with red notations referring
15 to Mr. Yaremko's term of
16 office.

17 THE WITNESS: May I suggest, my lord,
18 that with that filing there be filed these
19 lists which I will give you, which give the
20 names of the corporations, to which
21 these are the figures. This is complementary
22 to that sheet.

23 THE COMMISSIONER: Q. Have you got
24 one for the records, and one for me and one
25 for counsel?

26 A. Yes, I have.

27 Q. Attach that and make it 271.

28 MR. WILSON: Not 273?

29 THE COMMISSIONER: No, it is part
30 of 271.

MR. WILSON: You are making that 271.



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1 I see.

2 THE COMMISSIONER: I am making that so;
3 the photostatic copy of page 7, or page 97
4 of Exhibit 253, a separate exhibit.

5 MR. WILSON: I understand that.

6 THE COMMISSIONER: And it will be
7 No. 271. And part of it will be, the
8 particulars showing the names of the various
9 clubs.

10 THE WITNESS: Attached to that group,
11 Mr. Commissioner, I have a sheet, which I will
12 ask the Clerk to pass to you, which gives
13 sort of additional information in respect
14 of other files.

15 At the top you will see that we have
16 listed for the period from the 26th of May to
17 the 11th of December, 1961, supplementary
18 letters patent issued. I have not had the
19 opportunity of getting those figures from
20 the period to date, and then there is under
21 that, the statement, "Supplementary Letters
22 Patent Refused, from the 26th of May, 1960
23 to 11th December, 1961." And reference is
24 made to four clubs, which have already been
25 referred to in the brief. And you will note
26 that in respect of two refusals, each of
27 those refusals were made on the basis of
28 police reports. In the instance of the
29 Somerset Club, and the Sun Sun Social Club.

30 I have pointed out that there was an



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2. introduction to the subject of the history of the
3. world, and to a description of the various
4. periods of time, and the events which have
5. taken place during them. The second part of the
6. book is devoted to a description of the various
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22. book is devoted to a description of the various
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1 added decision: That the police had made the
2 recommendation that there be cancellation,
3 and I came to the conclusion in the instance
4 of the Sun Sun that there was not sufficient
5 cause, but it turned -- it turns out, by not
6 having premises, they had been rendered inoperative.

7 In the case of the Somerset Club,
8 I examined the report. We made that
9 investigation, which the file will disclose;
10 I came to the conclusion that there was no
11 apparent sufficient cause for cancellation.
12 I so notified the Chief of Police, Chief Mackey,
13 and pointed out to him the necessity of
14 bringing to my attention something further;
15 and then you will note ---

16 THE COMMISSIONER: Just a moment
17 while I grasp this. The first five on the
18 sheet "Supplementary Letters Patent issued"
19 and the next four, "Supplementary Letters Patent
20 Refused", - what has the absence of sufficient
21 cause for cancellation got to do with the
22 refusal of an application for supplementary
23 letters patent?

24 A. When we referred the
25 applications for permission to change premises,
26 in the instance of the Somerset Club and the
27 Sun Sun Social Club, the police in their
28 reports back to us gave the facts, and gave
29 the reasons why consent to change the premises
30 should not be given; and in addition made a



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1 recommendation for cancellation in each instance,
2 in those two instances.

3 Q. On the basis ---

4 A. On the basis of the police
5 reports for consent to change; and this was
6 refused.

7 I also considered the recommendation
8 of the Chief of Police.

9 Q. For cancellation?

10 A. For cancellation, and I came
11 in
12 to the conclusion these two instances that
13 the material - that there was under the
14 circumstances, and the fact that I saw them,
15 not - I could not find sufficient cause,
16 and we did not proceed to institute a
17 proceedings to cancel.

18 Q. Very well.

19 A. And then there is one instance
20 of the reviver refused, and that was in the
21 instance of the Chee Kung Tong.

22 The references on the extreme right
23 are the references to the number of cases
24 which have been touched upon in the brief.

25 Q. Yes?

26 A. And at the bottom I have
27 listed for your information the cancellation
28 proceedings, which are now pending; and there
29 are six such matters.

30 Q. And they are all in the brief?

A. No. There is a brief comment



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1 on the Arlington, Atlas and Parthenon; but
2 the reports in those instances were made after
3 the March the 19th; after the date of the brief.
4 They were not included in the brief.

5 The Bellevue Bridge and Social Club
6 is referred to in the brief because it was
7 contained in Mr. Wintermeyer's speech; and
8 I do not know whether the Reliance Social
9 and Athletic Club is indicated in the brief
10 or not; but this is additional. This statement
11 is given to you, Mr. Commissioner, because
12 after the hearing at the last day, on
13 September 13th when we met with you, you
14 indicated that these files would be gone into
15 by you, and they appeared on Mr. Estey's
16 list, I believe, for inquiry.

17 Q. Well now, of the six shown
18 there, under the heading of "Cancellation
19 Proceedings Pending", had cancellation
20 proceedings with respect to any of them been
21 done prior to Mr. Wintermeyer's speech?

22 A. The Reliance -- the Bellevue
23 Bridge and Social Club, where the proceedings
24 were instituted; and the details of that
25 are given in the brief, and that is -- that is --
26 if I can recall for you, Mr. Commissioner,
27 that is the instance where there was a trespass
28 charge, a civil suit for trespass, I
29 believe against the Metropolitan Toronto Police,
30 and subsequently the matter became sub judice,



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1 so far as the Department was concerned. And
2 subsequently it is one of the clubs involved
3 in the conspiracy charges relating to a
4 number of clubs; so, that matter is sub judice.

5 The Reliance Social and Athletic
6 Club, ---

7 Q. Can you answer my question
8 categorically? How many, if any, of these
9 six listed under the heading "Cancellation
10 Proceedings Pending", how many of those six
11 cancellation proceedings had been commenced
12 at the time of Mr. Wintermeyer's speech?

13 A. Three. Bellevue, Long Branch
14 and Reliance. I will have to check on the
15 file, to verify the Long Branch, my lord.

16 Q. With respect to those, I can
17 say there that the proceedings were under way,
18 at the time of the speech?

19 A. Yes.

20 MR. WILSON: Q. Well, now ---

21 A. In respect of the remaining
22 three, my lord, if you will turn to page 35
23 of the brief, you will note that we had listed -
24 Mr. Wintermeyer had given to Commission
25 counsel a list of clubs, which were on the
26 Metro suspect list, and we point out the
27 fact that in the case of the Arlington, Atlas
28 and the Parthenon no complaints had been
29 received by the Department as of the date
30 of the guy speech.



1 THE COMMISSIONER: Just a moment.

2 Yes?

3 THE WITNESS: And when we received
4 the complaint, after the -- after the ---

5 THE COMMISSIONER: Q. The speech?

6 A. After the speech, the
7 Arlington Athletic - the complaint was received
8 after December 11th. I have not the exact
9 date before me; it will be in the file. In
10 the Atlas, no complaint was received until
11 after March the 19th; and in the Parthenon,
12 no complaint was received until after the 11th
13 of December. They came in at various times,
14 and the matter stands with respect to those
15 three.

16 They were instituted proceedings.
17 Then, on the basis of the reports filed, which
18 pertained to consequences, notice was given
19 to us that appeals had been launched for
20 all three instances, so we did not proceed
21 with the holding of the hearings. However,
22 I did have further communication from Chief
23 Mackey in respect of one club, maintaining
24 that they were carrying on, and we should
25 proceed with cancellation proceedings.

26 I indicated to Chief Mackey that
27 the proceedings would take place; that a hearing
28 would take place, regardless of the outcome
29 of the appeal, but that it would wait until
30 after the Appeal was heard.



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1 I inquired of him whether the clubs
2 were operating in the meantime, and at least,
3 prior to that, I obtained through Mr. Cudney
4 an opinion from the Attorney-General's Depart-
5 ment as to the rights of the Department, and
6 whether it would be consonant with justice,
7 to proceed with hearings while the appeal
8 was ---

9 Q. Pending?

10 A. In pending, if they continued
11 to operate. And we received an opinion, and
12 oral opinion from Mr. Silk, through Mr. Cudney,
13 to myself; it was an opinion at my request,
14 and it was indicated that if the club con-
15 tinued to operate, we were within our rights
16 to continue with the hearings.

17 We then wrote to Chief Mackey,
18 in respect of the three clubs. He wrote to
19 the clubs, and told them if they continued
20 to operate while the appeal was pending, we
21 would proceed to hold the hearing. And we
22 obtained reports of Chief Mackey that they
23 had continued to operate after receiving
24 our letter, and dates have been set for
25 those hearings, for the immediate matter ---

26 Q. Let me discuss that with
27 you; I do not follow you.

28 In connection with the Arlington
29 Athletic Club, the Atlas Club and the Parthenon
30 Social and Recreational Club, you were proceeding



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1 to cancel, because of convictions? And
2 nothing else was important, that is to say?

3 A. I think that is the instance
4 I had ---

5 Q. There was an appeal against
6 the conviction; and you say that you were
7 advised by the Attorney-General's Department?

8 A. Yes.

9 Q. That pending the appeal, if
10 these clubs were operating, you could still
11 cancel on the basis of convictions?

12 A. We were proceeding. We wrote
13 to the clubs a letter telling them that if --
14 if they proceeded, if they continued to operate
15 pending the appeal, we would go ahead with the
16 hearing.

17 Q. That is what I am now
18 questioning.

19 A. Yes.

20 Q. You were proceeding to cancel
21 on the footing that they had each been convicted?

22 A. The hearing would proceed
23 on the basis that they continued to operate.

24 Q. No, no, no, no. You were
25 proceeding to cancel the charter on the exact
26 footing that they had each been convicted?

27 A. Yes.

28 Q. They appealed that conviction;
29 and as long as the appeal was pending that
30 issue was undecided; and you were taking the



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1 position that even though it was undecided,
2 if these clubs appeared to carry on in the
3 meantime, you would cancel the charters?

4 A. Yes.

5 Q. I cannot quite reconcile the
6 logic in that.

7 A. The police were complaining;
8 the police were complaining to us, that pending
9 the appeal the clubs were carrying on.

10 Q. I quite appreciate that.
11 Suppose the appeal was allowed?

12 A. I had written; I had written
13 to the Chief of Police. We were going to
14 hold hearings in these three instances.

15 Q. Simply because they were
16 carrying on?

17 A. To find out whether there was
18 any additional cause for cancellation, in
19 addition to the convictions.

20
21 (Page 11440 follows)



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MR. WILSON: I think I may be of assistance, Mr. Commissioner. I think in the three cases the original steps taken by the Department to cancel was based on forfeiture for non-usage then.

THE COMMISSIONER: That is not what Mr. Yarenko just said.

THE WITNESS: The letter which we now send of cancellation may state any number of reasons. We include all the possible reasons.

THE COMMISSIONER: I suppose it may. As I understood you -- you correct me if I misunderstood you -- you were proceeding to cancel on the footing that in each of those cases there had been a conviction. Mr. Wilson suggests that in addition to that you were proceeding to cancel because of some other reason, forfeiture of powers or something of that sort. Is that what you say, Mr. Wilson?

MR. WILSON: That is what I say.

THE COMMISSIONER: Then you and Mr. Yarenko are not quite in accord with one another.

THE WITNESS: We have to examine the individual files.

MR. WILSON: I think the files in those cases indicate that the original action of the Department related to the forfeiture for



1914

1. The first part of the report is devoted to a general survey of the situation in the country.

2. The second part contains a detailed description of the various districts and their resources.

3. The third part deals with the economic conditions and the state of the agriculture.

4. The fourth part is devoted to the social conditions and the state of the population.

5. The fifth part contains a summary of the findings and a few concluding remarks.

6. The sixth part is a list of the names of the various districts and their respective areas.

7. The seventh part is a list of the names of the various districts and their respective populations.

8. The eighth part is a list of the names of the various districts and their respective products.

9. The ninth part is a list of the names of the various districts and their respective industries.

10. The tenth part is a list of the names of the various districts and their respective roads.

11. The eleventh part is a list of the names of the various districts and their respective rivers.

12. The twelfth part is a list of the names of the various districts and their respective forests.

13. The thirteenth part is a list of the names of the various districts and their respective mountains.

14. The fourteenth part is a list of the names of the various districts and their respective lakes.

15. The fifteenth part is a list of the names of the various districts and their respective islands.

16. The sixteenth part is a list of the names of the various districts and their respective bays.

17. The seventeenth part is a list of the names of the various districts and their respective straits.

18. The eighteenth part is a list of the names of the various districts and their respective gulfs.

19. The nineteenth part is a list of the names of the various districts and their respective seas.

20. The twentieth part is a list of the names of the various districts and their respective oceans.

21. The twenty-first part is a list of the names of the various districts and their respective continents.

22. The twenty-second part is a list of the names of the various districts and their respective planets.

23. The twenty-third part is a list of the names of the various districts and their respective stars.

24. The twenty-fourth part is a list of the names of the various districts and their respective galaxies.

25. The twenty-fifth part is a list of the names of the various districts and their respective universes.

26. The twenty-sixth part is a list of the names of the various districts and their respective multiverses.

27. The twenty-seventh part is a list of the names of the various districts and their respective omniverses.

28. The twenty-eighth part is a list of the names of the various districts and their respective infinities.

29. The twenty-ninth part is a list of the names of the various districts and their respective eternities.



1 non-usage and then there was then the charges
2 laid, not against the clubs but against
3 individuals, and just as an example of what
4 I am trying to say, in the Arlington Athletic
5 Club file there appears a memorandum of the
6 31st of January, 1962, by Mr. Gudney, the
7 Deputy Minister, and there he says in part,
8 after referring to the Metro report and the
9 failure to file returns, he goes on to say:

10 "Moreover, notwithstanding the fact
11 "that these charges have not been
12 "disposed of there are grounds at
13 "least for cancellation of the
14 "charter in view of the forfeiture
15 "of corporate powers and the
16 "cancellation of the charter
17 "would not affect the prosecution
18 "as it is not the club that is
19 "charged."

20 And following that the Minister instructed Mr.
21 Gudney on the 3rd of February, 1962:

22 "Take appropriate procedure and
23 "action to cancel."

24 And the issue was as to whether or not the
25 impending charges and the appeal from the
26 conviction in any way stayed the hand of the
27 Provincial Secretary.

28 THE COMMISSIONER: As I understand you,
29 the proceedings to cancel were initiated by
30 reason of, in one case, failure to make



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1 returns, and in the other case non-usage and so
2 forth?

3 MR. WILSON: That is right.

4 THE COMMISSIONER: Those were the grounds
5 upon which proceedings were originally initiated
6 to cancel the charter. Now, subsequently
7 while those proceedings were pending there
8 were convictions against some individuals
9 at these premises, then an appeal by those
10 individuals, and then the Attorney General
11 has advised the Provincial Secretary -- and
12 I, with respect, say the Attorney General
13 was right -- that the convictions and the
14 appeals didn't affect the proceedings that
15 were initiated on other grounds?

16 MR. WILSON: That is right.

17 THE COMMISSIONER: I understand it now,
18 but Mr. Yarenko wasn't putting it quite that
19 way.

20 MR. WILSON: That is why I thought I
21 should bring that to your attention.

22 THE COMMISSIONER: I understand it now.

23 Q. That is the fact, is it, Mr.
24 Yarenko, as Mr. Wilson has explained it?

25 A. That is the Arlington Athletic Club
26 and we followed the same procedure with the
27 other two.

28 Q. What he has said is accurate so
29 far as it affects the Arlington? Is it
30 accurate so far as it affects the Atlas? He



1. The first part of the book is devoted to a general introduction to the subject. It discusses the scope and objectives of the study, and outlines the main themes and concepts that will be explored in the subsequent chapters. The author also provides a brief overview of the historical development of the field, and identifies the key figures and works that have shaped its evolution.

2. The second part of the book is devoted to a detailed examination of the theoretical foundations of the subject. It begins with a discussion of the basic principles and concepts, and then proceeds to explore the various methods and techniques that are used to study the subject. The author also discusses the relationship between theory and practice, and the importance of empirical research in the development of theory.

3. The third part of the book is devoted to a detailed examination of the empirical research that has been conducted in the field. It begins with a discussion of the various methods and techniques that are used to collect and analyze data, and then proceeds to explore the results of the research. The author also discusses the implications of the research for theory and practice, and the importance of ongoing research in the field.

4. The fourth part of the book is devoted to a detailed examination of the practical applications of the subject. It begins with a discussion of the various ways in which the subject is applied in the real world, and then proceeds to explore the challenges and opportunities that are associated with these applications. The author also discusses the importance of ongoing research in the field, and the need for a multidisciplinary approach to the study of the subject.

5. The fifth part of the book is devoted to a detailed examination of the future of the subject. It begins with a discussion of the current state of the field, and then proceeds to explore the various challenges and opportunities that are associated with the future of the subject. The author also discusses the importance of ongoing research in the field, and the need for a multidisciplinary approach to the study of the subject.

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1 says it is.

2 A. In the case of the Atlas, the
3 original letter from the police recommended
4 cancellation and enclosed copies of the
5 convictions of the two persons for keeping a
6 common betting house.

7 Q. Then as far as Atlas is concerned,
8 was that the proceeding initiated on the
9 basis of a conviction at those premises and
10 not on the basis of non-user or failure to
11 file returns?

12 A. Anything of that kind -- in my
13 memo to Mr. Gidney of March 26 it says:

14 "Referring to your memorandum of

15 "March 23rd, please proceed to

16 "take cancellation proceedings on

17 "all grounds possible disclosed by

18 "the report of Chief Mackey in the

19 "file."

20 Q. Chief Mackey wouldn't know anything
21 about the returns?

22 A. "By the report of Chief

23 "Mackey and the file."

24 Q. "And the file"? I thought you
25 said "in the file".

26 A. "And the file".

27 THE COMMISSIONER: Well, perhaps we're
28 wasting a lot of time here debating something
29 that is not of too great significance.

30 THE WITNESS: Well, actually it was a



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1 new step taken because in the past we have --
2 the Department has treated it while the matter
3 is under appeal, as being sub judice, as I
4 say, and I don't believe any further action
5 was taken. There was an instance once --
6 and that has been referred to, I think. This
7 is the Club Macedonia detailed in the brief
8 where there had been a cancellation on the
9 basis of a conviction. The order was issued
10 and subsequently the appeal ---

11 Q. Allowed?

12 A. Allowed. But you couldn't ---

13 Q. You couldn't restore the charter?

14 A. And in that instance, as was
15 explained, the Provincial Secretary of the day
16 issued a new charter but I was concerned
17 whether this action, pending appeal, would
18 be in accordance with the British concept
19 of justice as we know it. That is why I
20 asked Mr. Cadney to get an opinion from the
21 Attorney General.

22 Q. I understand. I don't think
23 there is too much significance to those.

24 A. Mr. Commissioner, I have a brief
25 statement which I would like to ---

26 THE COMMISSIONER: You want this last
27 sheet an exhibit?

28 MR. WILSON: I suppose we could attach
29 it to Exhibit 271.

30 THE COMMISSIONER: I would think so.



The first thing I noticed when I stepped out of the car was the cold. It was a sharp contrast to the warm blanket I had been sitting under. I looked up at the sky, which was a deep, dark blue, and felt a sense of peace. The air was crisp and clean, and I could hear the distant sounds of the city. I took a deep breath and felt a sense of relief. I had been so stressed lately, and this moment felt like a breath of fresh air. I walked towards the building, feeling a sense of purpose. I knew that this was my chance to shine, and I was determined to make the most of it. I entered the building and found myself in a large, open space. The walls were a light color, and the floor was polished. I looked around and saw other people, but I didn't feel like I was intruding. I felt like I belonged here. I walked towards the front desk and saw a woman with short, dark hair. She was smiling at me, and I felt a sense of warmth. She handed me a card, and I took it. I looked at it and saw that it was for a meeting. I felt a sense of excitement. I knew that this was my chance to shine, and I was determined to make the most of it. I walked towards the meeting room and saw a man with short, dark hair. He was smiling at me, and I felt a sense of warmth. He handed me a card, and I took it. I looked at it and saw that it was for a meeting. I felt a sense of excitement. I knew that this was my chance to shine, and I was determined to make the most of it.



1 Q. Do you want to start on a new phase?

2 A. I have a short statement which I
3 would like to make, Mr. Commissioner:

4 "Mr. Wintermeyer has made certain
5 "allegations . . . "

6 Q. Have you got a copy? Are you
7 reading from something now that you want to
8 file?

9 A. No, it is a statement which I am
10 making.

11 THE COMMISSIONER: Let me see it. All
12 right.

13 THE WITNESS: "Mr. Wintermeyer has made
14 "certain allegations which reflect upon
15 "me. - I am here of my own free will
16 "to reply to these allegations. I will
17 "refer to some right now, and I trust
18 "all will be dealt with.

19 "Mr. Wintermeyer has alleged
20 "as follows:
21 "On Page 96 -- 'How how have the depart-
22 "ment of the hon. Provincial Secretary
23 "enforced the laws and carried out
24 "government policy with respect to
25 "chartered social clubs and illegal
26 "gambling? An examination of the
27 "records will demonstrate there have
28 "been flagrant violations of all
29 "points of the law in all aspects of
30 "policy, not just one, but on

[illegible]



1 "frequent occasions."

2 "Mr. Commissioner I have just given
3 "you a summary of what has taken place
4 "during my term of office, referring
5 "to 388 matters. I do not know of
6 "a single occasion where I have
7 "violated the law at all, let alone
8 "flagrantly, in any aspect of any
9 "policy."

10 "Mr. Wintermeyer has alleged as
11 "follows:

12 "On Page 98 -- 'A change of address
13 "was to take place only after written
14 "permission for the change had been
15 "secured from the hon. Provincial
16 "Secretary. I want to cite several
17 "instances in which this policy was
18 "not pursued and in which the law
19 "was contravened."

20 "And then he mentions four
21 "instances dealt with by me."

22 "-- The Frontier Club, Niagara
23 "Falls"

24 I think it is the Frontier. It may be the
25 Italian.

26 THE COMMISSIONER: It is called the
27 Italian Niagara Frontier.

28 THE WITNESS: "-- The New Canadian
29 "Social Club
30 " The Sun Sun Club



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1 "-- The Somerset Club

2 "Mr. Commissioner in each of the
3 "above instances permission to change
4 "the address was refused on the basis
5 "of police reports. In three
6 "instances no change of address took
7 "place; in the one instance where a
8 "change of address took place,
9 "without permission, the charter
10 "was cancelled because of that. The
11 "policy was pursued. I contravened
12 "no law.

13 "Mr. Wintermeyer alleged:
14 "Page 99 -- 'that despite the
15 "declared policy of the government
16 "and the requirements of the law,
17 "these clubs have been able to
18 "operate with relative impunity
19 "for long periods of time.'

20 "Mr. Commissioner I deny that
21 "any action or inaction on my part
22 "permitted these clubs to so operate.
23 "As I have stated there have been
24 "29 cancellations since 26 May 1960;
25 "in every instance where a complaint
26 "was initiated by the police,
27 "proceedings were instituted, and
28 "completion in every instance ended
29 "in cancellation of the charter.

30 "Mr. Wintermeyer alleged:

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1 "the action of the hon.
2 "Provincial Secretary's Department in
3 "granting charters to clubs in the
4 "face of police objection and the
5 "subsequent convictions of many
6 "clubs for gaming, leads one to
7 "conclude that the granting of charters
8 "was in fact a temporary licence to
9 "game...."

10 "Mr. Commissioner I have issued
11 "322 charters for clubs including 10
12 "where the police report was other
13 "than completely favourable, and
14 "not in one instance has there been,
15 "to my knowledge any conviction of
16 "gaming; indeed I have not heard of
17 "the slightest complaint in respect
18 "of even one."

19 "Mr. Wintermeyer has alleged:
20 "On Page 99 -- Re: the 25 Club -
21 "'Apparently the Ontario Provincial
22 "Police report was ignored."

23 "This was during my term. The
24 "report clearly was not ignored. The
25 "details are set out in the brief."

26 "Mr. Wintermeyer has alleged:
27 "On Page 96 -- All social club
28 "charters were not investigated by
29 "the police."

30 "Mr. Commissioner as I have



1 "stated, to the best of my knowledge
2 "all social club applications, over
3 "340, were investigated by the police
4 "during my term of office.

5 "Mr. Wintermeyer has alleged:

6 "'At worst, it could be said that
7 "negligence of the .. department
8 "permitted the operation of gaming
9 "houses' Further: (Page 100) --

10 "'The least that can be said for ..
11 "failure to take reasonable and
12 "normal precautions against the long
13 "term perpetuation of gaming houses
14 "in the guise of social clubs is
15 "that the departments concerned
16 "and their hon. Minister was grossly
17 "negligent in .. duties and utterly
18 "careless .. of responsibilities.'

19 "Further: Page 101 -- 'I think it is
20 "necessary for such Royal Commission
21 "to investigate and report upon the
22 "negligence and carelessness of .. the
23 "hon. Provincial Secretary's Department
24 "and to ascertain the reasons why
25 "these departments have failed to
26 "enforce the law with respect to the
27 "issuance of social club charters.'

28 "Mr. Commission^{ee} I am proud
29 "of my record, and when I was
30 "appointed on 26th May 1960, I was



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"discharging my duties as a Minister

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"16 and 17 hours a day, almost 7 days

3

"a week. One of the first documents

4

"I signed on the 27th May, my first

5

"day in that office was an order

6

"cancelling the charter of the

7

"West End Bridge Club. One week

8

"after I was appointed The Centre

9

"Road Club was cancelled and Feeley

10

"and McDermott (as we look back now)

11

"were out of business there.

12

"I tackled each specific case

13

"as it was brought to my attention

14

"eliminating these clubs one after

15

"another. I developed new policies

16

"to impose even more stringent

17

"control. I have not failed to

18

"enforce the law. I have as

19

"Provincial Secretary without let up,

20

"discharged my duties to the utmost

21

"of human ability. Mr. Commissioner,

22

"upon my oath, I believe I set for

23

"myself in carrying out my job as

24

"Minister, a standard which I trust

25

"is the highest that our citizens

26

"expect of men in public office."

27

THE COMMISSIONER: Q. What you have

28

just said relates to your conduct since

29

you came into office?

30

A. That was a personal statement,



GENERAL PRINCIPLES OF THE SCIENCE OF THE SOUL	1
OF THE NATURE AND EXTENT OF THE SCIENCE OF THE SOUL	2
OF THE HISTORY AND DEVELOPMENT OF THE SCIENCE OF THE SOUL	3
OF THE SCOPE AND LIMITS OF THE SCIENCE OF THE SOUL	4
OF THE METHODS AND TECHNIQUES OF THE SCIENCE OF THE SOUL	5
OF THE SOURCES AND MATERIALS OF THE SCIENCE OF THE SOUL	6
OF THE CLASSIFICATION AND SYSTEMATIZATION OF THE SCIENCE OF THE SOUL	7
OF THE RELATIONSHIP BETWEEN THE SCIENCE OF THE SOUL AND OTHER SCIENCES	8
OF THE IMPORTANCE AND UTILITY OF THE SCIENCE OF THE SOUL	9
OF THE PROGRESS AND FUTURE OF THE SCIENCE OF THE SOUL	10
OF THE ETHICAL AND MORAL IMPLICATIONS OF THE SCIENCE OF THE SOUL	11
OF THE PSYCHOLOGICAL AND PHYSIOLOGICAL ASPECTS OF THE SCIENCE OF THE SOUL	12
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OF THE EDUCATIONAL AND PEDAGOGICAL ASPECTS OF THE SCIENCE OF THE SOUL	14
OF THE LITERARY AND ARTISTIC ASPECTS OF THE SCIENCE OF THE SOUL	15
OF THE SOCIAL AND POLITICAL ASPECTS OF THE SCIENCE OF THE SOUL	16
OF THE ECONOMIC AND LEGAL ASPECTS OF THE SCIENCE OF THE SOUL	17
OF THE MEDICAL AND SURGICAL ASPECTS OF THE SCIENCE OF THE SOUL	18
OF THE AGRICULTURAL AND DOMESTIC ASPECTS OF THE SCIENCE OF THE SOUL	19
OF THE MILITARY AND NAVAL ASPECTS OF THE SCIENCE OF THE SOUL	20
OF THE COMMERCE AND INDUSTRY ASPECTS OF THE SCIENCE OF THE SOUL	21
OF THE ARTS AND CRAFTS ASPECTS OF THE SCIENCE OF THE SOUL	22
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF CIVILIZATION	23
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF LITERATURE	24
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF ART	25
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OF THE SCIENCE OF THE SOUL IN THE HISTORY OF SCIENCE	27
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF RELIGION	28
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF ETHICS	29
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF LOGIC	30
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF METAPHYSICS	31
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OF THE SCIENCE OF THE SOUL IN THE HISTORY OF MEDICINE	34
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF AGRICULTURE	35
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF COMMERCE	36
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF INDUSTRY	37
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF ARTS	38
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF MILITARY AFFAIRS	39
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OF THE SCIENCE OF THE SOUL IN THE HISTORY OF ARTS AND CRAFTS	42
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OF THE SCIENCE OF THE SOUL IN THE HISTORY OF AGRICULTURE AND DOMESTIC AFFAIRS	44
OF THE SCIENCE OF THE SOUL IN THE HISTORY OF MILITARY AND NAVAL AFFAIRS	45
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Mr. Commissioner.

THE COMMISSIONER: All right.

MR. WILSON: Q. There is one matter that covers a period prior to your period of office. Am I right in saying that in any charter granted prior to 1950, that up until 1960 those clubs could set up branches throughout Ontario without in any way breaching the conditions of the charter or of the law?

A. That is my understanding.

Q. So that the branches of these clubs were legal up until 1960?

A. And all clubs incorporated prior to 1950, on the basis that there would be no restriction in their letters patent restricting them to a particular address or a particular locality. I think in the development of that policy that there was a period -- Mr. Cudney is more cognizant than I am -- there was a period from the middle '40's to 1950 there may have been some clubs in which this provision was inserted in the letters patent.

Q. I think there was the odd case?

A. There was the odd case. The policy was laid down in 1950.

THE COMMISSIONER: Mr. Wilson speaks of a "branch of a club". That is not appropriate language. Bear with me for a moment. I take it that what you are



1 referring to is the fact that you may have a
2 club, the charter to which was granted prior
3 to 1950, operating, say, in Timmins, at one
4 address, and purporting to operate, say, at
5 Peterborough at another address. The one
6 at Peterborough isn't a branch of the one
7 in Timmins. It is the same club operating
8 at two different places.

9 MR. WILSON: That is true.

10 THE COMMISSIONER: That is what you mean?

11 MR. WILSON: I used the term "branch".

12 THE COMMISSIONER: I don't think that
13 language is accurate.

14 MR. WILSON: Some of the correspondence
15 seems to indicate that is what they thought
16 they were doing.

17 THE COMMISSIONER: I don't think that
18 is right.

19 MR. WILSON: When Mr. Yarensko was giving
20 his evidence on September 13th, 1962 -- at
21 page 9600 -- you recall I handed to him two
22 lists, one of the Ontario Provincial Police
23 and one which I had prepared from an Ontario
24 Provincial Police list, and another that I
25 prepared from a list of the Metropolitan
26 Toronto Police, the list which I examined
27 in the first instance being a list of the
28 adverse reports made by those two police
29 forces, and then by examining appendices F and I
30 I try to reconcile every club on the adverse



The first of these is the fact that the
 government has been unable to raise the
 necessary funds to meet its obligations.
 This is due to a number of factors,
 including the fact that the government
 has been unable to raise the necessary
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 government has been unable to raise the
 necessary funds to meet its obligations.



1 list of the Metro and O.P.P. Police Departments.

2 I handed to this witness, in the case of the
3 O.P.P., a list of thirteen clubs and asked
4 him, as I hadn't been able to reconcile them,
5 I asked him for an explanation. I understand
6 he is prepared to deal with that list.

7 Possibly, so you can follow it, Mr.

8 Commissioner -- I think my friend has a
9 copy of the list.

10 THE COMMISSIONER: Will you just help me
11 what the point is with respect to these
12 thirteen clubs, is it?

13 MR. WILSON: The two Police Departments
14 inform me that they didn't know what the
15 ultimate disposition was of the applications
16 made to the Provincial Secretary in respect
17 of these clubs and I couldn't check them out
18 by reference to the appendices F and I, so,
19 therefore, I asked this witness to examine
20 the records and tell us what the explanation
21 was, and he now proposes to do, with respect
22 to the ones he has personal knowledge of
23 and the balance will have to be dealt with
24 by Mr. Cudney.

25 THE WITNESS: Your list is alphabetical,
26 Mr. Commissioner. This is the United --
27 no -- it is No. 9 on the list, the United
28 Chinese Social Club. The date of application
29 is July 4th, 1960. That application was---

30 THE COMMISSIONER: I wonder what you



1. The first part of the report deals with the general situation of the country and the progress of the work during the year. It is divided into two main sections: the first section deals with the general situation of the country and the progress of the work during the year, and the second section deals with the specific results of the work.

2. The second part of the report deals with the specific results of the work. It is divided into three main sections: the first section deals with the results of the work in the field of agriculture, the second section deals with the results of the work in the field of industry, and the third section deals with the results of the work in the field of commerce.

3. The third part of the report deals with the conclusions and recommendations. It is divided into two main sections: the first section deals with the conclusions, and the second section deals with the recommendations.

4. The fourth part of the report deals with the appendix. It contains a list of the names of the persons who have taken part in the work, a list of the names of the persons who have assisted in the work, and a list of the names of the persons who have been consulted.

5. The fifth part of the report deals with the index. It contains a list of the names of the persons who have taken part in the work, a list of the names of the persons who have assisted in the work, and a list of the names of the persons who have been consulted.

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1 are looking at?

2 MR. WILSON: Q. Have you got a copy for
3 the Commissioner of what you are working from?

4 A. These really are not in condition
5 to be filed. They are memos which were
6 prepared for our own use for reference, Mr.
7 Commissioner.

8 THE COMMISSIONER: You are going to file
9 this, I suppose, Mr. Wilson?

10 MR. WILSON: I think it should be filed,
11 then we can have the balance of them dealt
12 with by Mr. Gudney. I understand this
13 witness can deal with the ones numbered 9 to 13
14 only.

15 THE COMMISSIONER: They are not numbered?

16 MR. WILSON: Oh, I see. Starting with
17 the United Chinese Social Club, Left Bank
18 Club, Toronto-Italia Hall Limited, Little
19 Trinidad and University Club of Windsor.
20 Those are the five I understand this witness
21 can deal with.

22 THE COMMISSIONER: Of which he has
23 personal knowledge.

24 THE WITNESS: They were during my term
25 of office.

26 THE COMMISSIONER: Just a moment. The
27 manner in which they are dealt with is
28 contained in this sheet he just handed me,
29 is it?

30 THE WITNESS: Yes, Mr. Commissioner. That



THE UNITED STATES OF AMERICA

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

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OFFICE OF THE ASSISTANT SECRETARY

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1 sheet was prepared just as a matter of reference
2 to be used by us. It is not in the shape
3 perhaps we would like.

4 THE COMMISSIONER: That is all right
5 if it contains the information.

6 THE WITNESS: It gives the information.

7 THE COMMISSIONER: All right.

8 MR. WILSON: Q. Then we deal first
9 with the United Chinese Social Club.

10 A. The conclusion of that club was
11 that the application was abandoned.

12 Q. The Left Bank Club?

13 A. The application was refused on
14 June the 19th, 1962. That is why it doesn't
15 appear in Appendix I, because the refusal
16 was after the preparation of the statistics
17 in the brief.

18 THE COMMISSIONER: Just a moment. All
19 right. The next?

20 MR. WILSON: Q. The next one is the
21 Toronto-Italia Hall Limited.

22 A. That application, Mr. Commissioner,
23 originally, if I recall, it is a share capital
24 corporation and it appeared on my desk -- I
25 am speaking from recollection -- and I
26 noticed that it had what appeared to me to
27 be social objects even though it was a
28 commercial corporation and I referred it
29 back to the Department and then they proceeded
30 to process it in the usual form. There were



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1 reports obtained from the Metropolitan Toronto
2 Police on May 30th and June 20th opposing
3 the incorporation on the grounds that a social
4 club charter is not required for a restaurant
5 licence and a public hall licence. The
6 report of the O.P.P., dated June 19th and
7 June 28th, indicated the application was not
8 to be for a social club but strictly for
9 the purpose of operating a restaurant,
10 banquet rooms and dance hall. Accordingly
11 the social objects were deleted from the
12 application which made it clearly a non-
13 social club and letters patent were issued.
14 That building which is owned and operated ---

15 THE COMMISSIONER: Q. It is a share
16 capital corporation?

17 A. Yes, but we submit, Mr. Commissioner,
18 we submit share capital corporations to the
19 police where the objects are of a social
20 nature. We draw no distinction in that
21 respect.

22 Q. Yes.

23 A. The language is an "incorporated
24 social club". It doesn't say "with or without
25 share capital". There is no definition in
26 the Code. In any event, our policy has
27 been to refer it.

28 THE COMMISSIONER: That is all right.

29 MR. WILSON: Q. The next one is Little
30 Trinidad.



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1 A. That application is still pending.

2 Q. Because there are charges against
3 three persons for operating a public hall
4 without a licence? I do not believe those
5 charges have been disposed of and as a result
6 no conclusion on the file has been made.
7 The University Club of Windsor?

8 A. That, Mr. Commissioner, is one
9 that I referred to which I have classified
10 as being other than completely favourable
11 and I would like to take a moment of your
12 time.

13 THE COMMISSIONER: Q. By all means.

14 A. The application was referred to
15 the Ontario Provincial Police and the Chief
16 of Police, Windsor, dated the 4th of
17 December, 1961. Now, the report of the
18 Windsor Police is a letter dated the 13th
19 of December, 1961, and it is to the solicitor
20 in the Department, Mr. Thompson, and signed
21 by Chief Farrow, and I will only read to
22 you the last paragraph. He talks about,
23 he refers to the formation of the club
24 and the make-up of it. Then he concluded
25 by saying:

26 "In view of the foregoing, it
27 "is suggested that the application
28 "for incorporation be deferred until
29 "such time as the plans for this
30 "organization have been finalized."



[The page contains extremely faint, illegible text, likely bleed-through from the reverse side. The text appears to be organized into several paragraphs.]



1 And the Ontario Provincial Police report
2 also refers to this. The last paragraph:

3 "I have concluded with Inspector
4 "G. Guellette, Special Investigation
5 Branch, Windsor City Police, and the
6 "Deputy Inspector, the University
7 "Club of Windsor has not yet been
8 "organized to the point where a charter
9 "should be issued and that the
10 "issuance of a charter at this time
11 "would be premature having regard
12 "to the circumstances."

13 The application was made through the
14 solicitor, Robert Easton, Q.C., of the firm
15 of Martin, Laird, Easton, Cowan & Chauvin,
16 and I read to you extracts of the letter
17 which he wrote to the Deputy Provincial
18 Secretary dated March the 19th.

19 THE COMMISSIONER: Q. Who wrote?

20 A. That Mr. Easton wrote to Mr.
21 Guéney.

22 Q. Easton is a member of the firm
23 of solicitors?

24 A. Yes, and also one of the applicants.

25 --- (Letter read from the words "Dear Bob" to the
26 word "members".)

27
28 And then he refers to a meeting on
29 September 14 15th.

30 --- (Letter read from the words "It was decided"
to the words "Toronto and Montreal clubs".)



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1 It is a three page letter giving great
2 details and there was a sense of urgency
3 because the property, they had to either
4 negotiate for a lease of the property or
5 perhaps lose it, and the delay in the
6 organization may have brought about the fact
7 that the club could not have come into being
8 so I exercised my discretion and instructed
9 the Deputy Minister to issue the letters
10 patent in that instance.

11 MR. WILSON: Q. I understand that the
12 clubs on that list that you can deal with
13 personally. Then we will turn to the list,
14 a similar list that I gave you, based on
15 the Metro Police Department records, and I
16 think you have a copy of that for the
17 Commissioner?

18 A. No, I do not, Mr. Wilson.

19 MR. WILSON: Maybe he can follow this
20 one. I think it would be simpler. For
21 convenience, Mr. Commissioner, I can hand
22 you this.

23 THE COMMISSIONER: Just a moment now
24 before we get this record in complete
25 confusion. This list of thirteen, the last
26 five on it Mr. Yarenko has testified to.
27 The other eight Mr. Cudney will testify to?
28 Is that the understanding?

29 MR. WILSON: That is right. He will
30 be ready to deal with them as soon as this



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1 witness is finished.

2 THE COMMISSIONER: Those thirteen are with
3 respect to which? No police force reports,
4 indicating the final disposition of the
5 application?

6 MR. WILSON: Well, they are cases where
7 there had been adverse reports by the O.P.P.
8 and which I couldn't find in the appendices.
9 You are talking about the copy we have just
10 dealt with?

11 THE COMMISSIONER: The thirteen on this
12 list.

13 MR. WILSON: That is right.

14 THE COMMISSIONER: Now, you say in each
15 of those cases there had been adverse reports
16 by the O.P.P.?

17 MR. WILSON: That is right. Unfavourable
18 or adverse. They were unaware as to what
19 final disposition had been made.

20 THE COMMISSIONER: By the O.P.P., and in
21 one instance, at least, the Windsor Police
22 Force?

23 MR. WILSON: Yes, that is correct. Well,
24 in the case of the University Club there was a
25 report, of course, about it by the Windsor
26 Police and the O.P.P.

27 THE COMMISSIONER: All right. Charters
28 granted? What was that?

29 MR. WILSON: Well, the charters were not
30 granted in each of those cases.



1 THE COMMISSIONER: I want to christen
2 this document again. Adverse reports by
3 the O.P.P. and attached to this list is a
4 summary of the disposition made in the
5 Provincial Secretary's Department.

6 MR. WILSON: That's right.

7 THE WITNESS: Ordinarily, Mr. Commissioner ---

8 THE COMMISSIONER: Excuse me, Mr. Yaremko.
9 Are they not referred to elsewhere in the
10 Provincial Secretary's brief?

11 MR. WILSON: No. I pointed out I couldn't
12 find them in either appendices F or I, and that
13 is why I asked for the explanation. We had
14 better mark that as a separate exhibit.

15 THE SECRETARY: 272.

16 MR. WILSON: I thought you just had 272.

17 THE COMMISSIONER: Just a moment, Mr.
18 Wilson. All right.

19 ---EXHIBIT NO. 272: List of thirteen social clubs,
20 and summary of disposition made
21 in the Provincial Secretary's
22 Department attached thereto.

23 MR. WILSON: The list of twenty-seven
24 clubs which I am now handing you --- the
25 Registrar will hand it to you -- is of a
26 similar character but it emanates from an
27 examination or results from an examination
28 of the Metro list of adverse reports.

29 THE COMMISSIONER: How many are on this?

30 MR. WILSON: Twenty-seven, I believe.





1 THE COMMISSIONER: All right. Mr.
2 Yaremko has a similar memo.

3 MR. WILSON: He hasn't. There is just
4 one copy he handed me, and I have handed it
5 to you. I think you will be able to
6 follow it.

7 THE COMMISSIONER: Has Mr. Yaremko a
8 memorandum to which he is now going to refer
9 and which relates to each of these twenty-
10 seven clubs?

11 MR. WILSON: I thought a copy of it had
12 been handed up to you.

13 THE COMMISSIONER: Oh, this is it here.

14 THE WITNESS: Again, these are memos
15 which were prepared for our reference but
16 they do not set out the relevant facts in most
17 instances. If there are any in which the
18 facts are not stated they can be prepared.
19 First on the list you will note was Arundel
20 Hall Limited, and that was refused in May,
21 1962.

22 THE COMMISSIONER: Q. Just a moment.
23 Yes?

24 A. That is why it does not appear
25 in the brief, appendix I, which was refused.
26 The next one which was in my term was --
27 we go from there right to the Club Abbruzzese,
28 the fourth sheet. Now, that application
29 was received in December, 1960. It was
30 referred to the police. The R.C.M.P. advised



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FOR THE YEAR 1900-1901

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1 a complete check had been made on it. Neither
2 the club nor any of the proposed officers had
3 any previous record. The Toronto Police
4 advised they would have no objection provided
5 no club premises were maintained and the
6 members did not avail themselves of the
7 privilege of the Criminal Code of charging
8 ten cents an hour. The O.P.P. stated they
9 could see no reason to oppose incorporation
10 and letters patent were issued providing
11 the club would not maintain a clubhouse in
12 accordance with the recommendation of the
13 Mounted Police and letters patent shall
14 contain the usual clause prohibiting a charge
15 of ten cents an hour and that appears, Mr.
16 Commissioner, in Appendix F which is the
17 large appendix which we classified as
18 favourable on page 154.

19 Q. All right.

20 A. Then the next one we go to is
21 the Rat and Rabbit Club 1956. Letters patent
22 were granted in September, 1956. Then in
23 April, 1960, the club applied for a
24 supplementary letters patent to change its
25 address from 99 Yonge Street to 91 York Street
26 and the application was referred to the
27 police. The O.P.P. had no objection and
28 in the report of the Toronto Police Inspector
29 F. Davies of No. 1 Division had no objection
30 to the change of premises. Inspector Walker



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1 of the Morality Squad concurred with the recommen-
2 dation of Inspector Davies but stated 91 York
3 Street was the Prince George Hotel and the
4 manager of the hotel did not wish a chartered
5 club to be located in the hotel, and our memo
6 was that can hardly be taken to be a police
7 objection and the supplementary letters
8 patent were granted by the Department on
9 July 14th, 1960, changing the address to the
10 Prince George Hotel and that appears in
11 Appendix F, page 386, in the details of that
12 as being a favourable application.

CC/5
13 THE COMMISSIONER: We are not concerned
14 with that.

15 THE WITNESS.: The next one Mr. Cudney
16 will deal with. The incorporation is
17 recently as October 9th this year. The
18 Deputy Minister ---

19 THE COMMISSIONER: What is the name
20 of it?

21 A. The Hawerle Recreation & Sports
22 Club. This had been incorporated in 1957
23 and then in view of the fact that the '59-'60
24 returns were all filed at one time in 1960
25 the matter was brought to the attention of
26 the Deputy Minister pursuant to the general
27 direction which was referred to in the
28 brief. On February 9th the Deputy Minister
29 wrote a memorandum to Mr. Margolin asking
30



100



1 him to look into the matter, if there had been a
2 change in the members or any indication the
3 charter had been purchased. Mr. Margolin
4 replied on March 12th indicating an
5 examination showed changes had occurred
6 of the directors and officers in the years
7 '58 and '60. There was nothing in his
8 opinion to show the charter had been
9 purchased. It so happened that I think
10 two of the directors in this club were
11 known by me, not intimately but by reputation.

12 The next application that I will deal
13 with is the Independent Hungarian Freedom
14 Fighters Association of Toronto. And this
15 appears in Appendix I, Part 1, page 50, as
16 being refused.

17 MR. WILSON: I don't find it on the
18 list. It is "Hungarian Freedom Fighters".

19 THE COMMISSIONER: Q. Independent
20 Hungarian?

21 A. Independent Hungarian Freedom
22 Fighters.

23 Q. It is the next one on that list.
24 It was abandoned?

25 A. Yes.

26 Q. All right. Let's pass on to
27 something else.

28 A. Then we go right to the alphabet
29 letter "L", and you will see the Left Bank
30 Club which has already been dealt with in the



1 G.P.P. list that was refused.

2 Q. Yes?

3 The next one is the Lithuanian
4 Businessmen's Association in Canada.

5 A. That was issued, the letters
6 patent were issued in 1949, but then they were
7 cancelled. The letters patent were cancelled
8 for failure to file annual returns in 1958
9 and then the two persons applied in March
10 of '61 for an order reviving the corporate
11 existence. The matter was referred to the
12 police and then there are references to it
13 by the police to the premises, and there
14 was a letter written to the solicitor for
15 the applicant advising him re the building
16 regulations and the order was granted,
17 dated May the 4th, 1961.

18
19 (Page 11475 follows)



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THE COMMISSIONER: Q. The status of that club is that the charter was cancelled?

A. No. If letters patent are cancelled for failure to file annual returns, the Provincial Secretary has the power, upon application within a three-year period, of reviver. Application for reviver was made and it was granted. It is not the same as an application or an order for cancellation for cause. Once that is assigned, that is the end of it.

Q. In other words, there were no adverse reports, or was there?

A. No. There was a reference to the building conditions.

Q. All right.

A. The particular building is the centre of the activities for Canadians of Lithuanian origin in the city.

Now the next one is the Local 112, U.A.W., Building Corporation, 1951, and that is a matter which is still under consideration by me. The report is a matter which has been with me since the 30th of August of 1961.

Now I should like -- I have not concluded this, but I should like briefly to review the ---

Q. No, no, I don't think I want to hear that.

MR. WILSON: No.



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1 THE COMMISSIONER: Q. That is still
2 being considered by you and no action has yet
3 been taken?

4 A. No action has been taken.

5 Q. Unless you are going to be
6 criticized for having taken no action, I don't
7 see why I should listen to it.

8 A. No. There is an adverse
9 police report in this instance.

10 Q. You still have it under
11 advisement?

12 A. Yes.

13 Q. All right. Go on to some-
14 thing else.

15 A. The next one is the Socita
16 Sportiva Roma, 1960.

17 Now, that is shown in Appendix F,
18 that is our favourable Appendix, page 819 and
19 819-A. The summary is that the letters
20 patent were issued, dated February 14th, 1961.
21 The club premises were limited to 587 College
22 Street, Toronto. The Toronto police objected
23 to the original premises and the ⁱⁿcorporation
24 was not granted until the location was
25 satisfactory to the Toronto police. When
26 this was done, letters patent was issued.
27 Supplementary letters patent to change the
28 premises was submitted to the police and
29 there was ~~no~~ objection and accordingly,
30 supplementary letters patent were issued.



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1 The next club is the 30-Up Club, 1961.
2 This is an application which has been out-
3 standing and there are adverse reports there,
4 but the matter is still under review by
5 myself.

6 The next one ---

7 Q. Aren't all of these clubs
8 where there was an adverse report by Metro,
9 Mr. Wilson?

10 MR. WILSON: Well ---

11 THE COMMISSIONER: Take that Hawerle
12 Recreation and Sports Club. The R.C.M.P.
13 had no objection. The C.P.P. had no objection.
14 Metro had no objection.

15 MR. WILSON: It was a list given to
16 me by Metro, where they called them adverse
17 or unfavourable. I can agree with you,
18 when you read the substance of the report,
19 it doesn't add up to that.

20 Q. Is that all you can deal with
21 on that list?

22 A. The last one is the Toronto
23 Emerald Social and Athletic Club. The
24 application was referred to the police on
25 June 23rd, 1960. A letter of the Toronto
26 police, dated August 12th, 1960, indicated
27 the record of their department contained nothing
28 adverse. There was no objection to granting
29 letters patent, providing it was restricted
30 to 122 303 Dundas Street West, Toronto.



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1 THE COMMISSIONER: Q. The next line:
2 "Application was not granted over adverse
3 report as the letters patent -- ". Oh, I see
4 what you mean.

5 A. The restriction of the address
6 and the other provisions.

7 Q. All right. Now, these are all
8 that you dealt with personally?

9 A. These are ones that I dealt
10 with during my term of office, or which were
11 dealt with during my term of office.

12 THE COMMISSIONER: Yes.

13 MR. WILSON: Q. Now, I believe that
14 you wanted to deal with the list given to me
15 by Mr. MacKinnon, as being some 24 clubs
16 which were suspected of gambling and/or betting
17 by the Toronto Metro Police as of April, 1961.

18 I believe that is referred to on
19 page 34 in your brief, or is it 33? 33?

20 A. Yes.

21 Q. Now, let us get this other
22 one tucked away some place.

23 MR. WILSON: Will those be 273?

24 THE COMMISSIONER: That list of
25 clubs should be 273.

26 ---EXHIBIT NO. 273: List of clubs.
27

28 THE COMMISSIONER: Next is the list
29 of clubs given to you by Mr. MacKinnon, where
30



1 there was some suspicion.

2 MR. WILSON: As of April, 1961, these
3 clubs were suspected of gambling and/or betting.

4 THE COMMISSIONER: How many are
5 there?

6 MR. WILSON: 24. They are referred
7 to at page 33 of the brief.

8 Q. I think you have a memorandum
9 prepared covering this?

10 A. Yes. Actually they are
11 referred to in the brief on 33, 34 and 35,
12 and the only reason for preparing this brief
13 is for your convenience. It was just to
14 provide you with additional ready reference
15 in respect to the clubs, in respect of which
16 information is given on 33, 34 and 35. We
17 have added here the date of incorporation
18 of these clubs. Now, additional information
19 reflecting the status of these clubs appears
20 in the brief and other appendices.

21 THE COMMISSIONER: I will take a look
22 at this. As of April, 1962 the social clubs
23 were suspected of gaming and betting by the
24 Metro police department. Who said that?

25 MR. WILSON: Mr. MacKinnon. He
26 was supplementing the facts set out in Mr.
27 Wintermeyer's speech.

28 THE COMMISSIONER: And are all these
29 clubs set out in Mr. Wintermeyer's speech, or
30 any of them?



1 MR. WILSON: No, but he refers to 24
2 clubs. I asked Mr. MacKinnon for the
3 particulars of the clubs whose names did not
4 appear in Mr. Wintermeyer's speech, and by
5 his letter of March 12th, 1952, he says in
6 part:

7 "I enclose herewith a list of
8 "24 clubs."

9 THE COMMISSIONER: I suggest that we
10 attach Mr. MacKinnon's letter to this sheet.

11 MR. WILSON: I think it has been
12 read into the record.

13 THE COMMISSIONER: Well, whether it
14 has or not.

15 MR. WILSON: Yes. I will get the
16 original letter, Mr. Commissioner.

17 THE COMMISSIONER: I suppose you
18 wrote, asking for the names?

19 MR. WILSON: That is right.

20 THE COMMISSIONER: And he replied,
21 saying: "These are the names?"

22 MR. WILSON: That is right.

23 THE COMMISSIONER: Get your letter
24 and his reply and attach it to the list.

25 MR. WILSON: I will do that.

26 THE COMMISSIONER: Now, the witness
27 has some observations to make.

28 MR. WILSON: Q. What is that which
29 appears in ink on the four clubs incorporated
30 after 1950?



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1 A. Actually, the purpose of the
2 list, Mr. Commissioner, was that it was referred
3 to, the status of these clubs, referred to
4 on page 33, 34 and 35 of the brief. There
5 are details given. The only detail which
6 was not given there was the date of
7 incorporation. I thought it might be useful
8 for you to have this sheet before you, to
9 read along with 33, 34 and 35.

10 THE COMMISSIONER: All right, now I
11 understand it.

12 MR. WILSON: Q. Is what appears in
13 ink on the four clubs incorporated after 1950,
14 on the copy that has been handed to the
15 Commissioner?

16 A. Those, Mr. Commissioner, were
17 my own notations. The Bathurst -- Sheppard
18 Social and Athletic Club has been cancelled.

19 The Chippers Sales and Advertising,
20 no complaint. You will recall the discussion
21 we had at the presentation of the brief.

22 Club Macedonia has been cancelled.

23 And the Seaman's League of America
24 Social Club, no complaints. That is a service
25 club. These are just my pencilled notes.

26 THE COMMISSIONER: I will put that
27 in the brief with your letter and Mr. MacKinnon's
28 letter attached.

29 MR. WILSON: Yes. Will we give it a
30 number?

[illegible]



1 THE COMMISSIONER: I will put it in
2 as page 33 of the brief.

3 MR. WILSON: Mr. Carty thinks we might
4 have filed it. Maybe the Registrar can check.

5 I have my letter, a copy of my letter
6 of March the 2nd, 1962. Will you give this
7 to the Commissioner, Mr. Registrar. I now
8 have Mr. McKinnon's letter of March 12th.
9 (Produced)

10 THE COMMISSIONER: There is more
11 referred to in his letter.

12 MR. WILSON: Yes, there are other
13 matters too, Mr. Commissioner.

14 THE COMMISSIONER: Which are
15 extraneous at the moment.

16 MR. WILSON: Q. Now, I understand
17 that you want to make reference to a statement
18 that appears at page 30 of the brief. It
19 says:

20 "As a result of investigations
21 "made by the police in Collingwood,
22 "Ottawa and Toronto the Provincial
23 "Secretary cancelled up to
24 "December 11th, 1961 the letters
25 "patent of five clubs on the
26 "ground in each case that the
27 "club purported to operate after
28 "its corporate powers had been
29 "forfeited."

30 A. I just wanted to bring to your



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1 attention the names and dates of the
2 cancellation so that they would be on the
3 record, in respect to these pages. There was
4 the Border City Rendezvous ---

5 Q. Have you got a copy of that
6 for the Commissioner?

7 A. No, I have not.

8 Q. Then there is one further
9 correction, I believe, at page 54 of the
10 brief. You will let Mr. Hestey and myself
11 have copies of that last document?

12 A. Yes.

13 Q. At page 54. Have you page
14 54 before you?

15 THE COMMISSIONER: Of the brief?

16 MR. WILSON: Of the brief. There
17 is a reference there to bars and belts, and
18 it says there were three complaints.

19 Q. I understand you wanted to
20 go over that?

21 A. The names of the three are
22 the Centre Road Veterans, the Syrian Business
23 Men's Club of Windsor, and the Wentworth
24 Bridge and Checker Club. And since that time
25 there is the addition, we overlooked it at
26 the time, the Hamilton Businessmen's Bridge
27 and Chess Club, which was incorporated on the
28 22nd of April, 1947. And the date of the
29 order of cancellation was March 18th, 1954.
30



1 THE COMMISSIONER: I haven't found
2 page 54. What are you referring to?

3 MR. WILSON: About half way down
4 the page, in the right hand column:

5 "The insertion of this clause
6 "has, it is believed, discouraged
7 "the use of methods of hindrance."

8 And then there is reference to the
9 three complaints, and the witness has now
10 given us the name of three of the four.

11 THE WITNESS: The Hamilton Businessmen's
12 Bridge and Chess Club. Now, Mr. Cudney will
13 be able to give us the exact cause. Whether
14 the cause was a breach of the bolt and bare
15 clause, or whether the cause of the
16 cancellation was the general policy of
17 barricades. Because, at that time, in
18 addition to the bolts and bare clause, we
19 had an additional policy, if the police
20 produced evidence there were barricades, it
21 was also the policy of the Department to
22 cancel them on that ground, and Mr. Cudney
23 will be able to pinpoint which of those two
24 types this particular instance was.

25 THE COMMISSIONER: We had better
26 leave it until Mr. Cudney gets in the box.

27 MR. WILSON: Yes, I will. That
28 is all, I believe, I want to ask the witness
29 at this time. Would you like to go on
30 with Mr. Cudney and clean up 270 and 272?



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THE COMMISSIONER: Not today. It
is five o'clock.

---Whereupon further proceedings were then
adjourned until tomorrow morning at 10:00
o'clock.



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VOLUME NO.

ROYAL COMMISSION

ON CRIME

IN ONTARIO

DAILY TRANSCRIPT
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